



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, SEPTEMBER 26, 2011, THROUGH FRIDAY, SEPTEMBER 30, 2011**

MONDAY, SEPTEMBER 26, 2011

	<u>TIME</u>	<u>LOCATION</u>
Pre-Building Standards Commission	9:30 a.m.	Pre-Council Chamber
Building Standards Commission	10:00 a.m.	Council Chamber
Workforce Solutions Workforce Governing Board	2:00 p.m.	Fort Worth Botanic Gardens 3220 Botanic Gardens Boulevard

TUESDAY, SEPTEMBER 27, 2011

Pre-Council Meeting	8:30 a.m.	Pre-Council Chamber
City Council Meeting	10:00 a.m.	Council Chamber
Fort Worth City Council and Fort Worth Employees' Retirement Fund Board Joint Reception	5:00 p.m.	Fort Worth Employees' Retirement Fund Office 3801 Hulen Street, Suite 101
Human Relations Commission	5:30 p.m.	Hazel Harvey Peace Center for Neighborhoods 818 Missouri Avenue, Room 201AB

WEDNESDAY, SEPTEMBER 28, 2011

Vehicle for Hire Review Board	10:00 a.m.	Transportation and Public Works Department Traffic Engineering Division 311 West 10 th Street
City Plan Commission Work Session	11:30 a.m.	Pre-Council Chamber
City Plan Commission Public Hearing	1:30 p.m.	Council Chamber
Parks and Community Services Advisory Board Work Session	3:30 p.m.	Deborah Beggs Moncrief Garden Center Fort Worth Botanic Garden 3220 Botanic Garden Boulevard
Parks and Community Services Advisory Board	4:00 p.m.	Deborah Beggs Moncrief Garden Center Fort Worth Botanic Garden 3220 Botanic Garden Boulevard

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on September 22, 2011, and may not include all meetings to be conducted during the week of September 26, 2011, through September 30, 2011. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, SEPTEMBER 26, 2011, THROUGH FRIDAY, SEPTEMBER 30, 2011**

WEDNESDAY, SEPTEMBER 28, 2011

(continued)

TIME LOCATION

Mayor's Advisory Commission on
Homelessness

4:00 p.m. Pre-Council Chamber

THURSDAY, SEPTEMBER 29, 2011

No Meetings

FRIDAY, SEPTEMBER 30, 2011

No Meetings

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**FORT WORTH CITY COUNCIL AND FORT WORTH EMPLOYEES' RETIREMENT FUND BOARD JOINT
RECEPTION
TUESDAY, SEPTEMBER 27, 2011
5:00 P.M.
FORT WORTH EMPLOYEES' RETIREMENT FUND OFFICE
3801 HULEN STREET, SUITE 101
FORT WORTH, TEXAS**

**PRE-COUNCIL MEETING
TUESDAY, SEPTEMBER 27, 2011
8:30 A.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

1. Report of the City Manager - **Tom Higgins, Interim City Manager**
 - a. Changes to the City Council Agenda
 - b. Upcoming and Recent Events
 - c. Organizational Updates and Employee Recognition(s)
 - d. Informal Reports
 - IR 9435:** Review of Neighborhood Empowerment Zone Tax Abatement for Property Located at 4840 Bryant Irvin Court
 - IR 9436:** Financial Management Policy Statement Requirement to Review Budget Impact on Employees' Retirement Fund
 - IR 9437:** Annual Purchase Agreements Expirations and Renewals - First Quarter FY 2012
 - IR 9438:** City-Initiated Full-Purpose Annexation of an Enclave East of the Heritage Parkway and North of Westport Parkway
2. Questions Concerning Current Agenda Items - **City Council Members**
3. Responses to Items Continued from a Previous Week
4. Council Proposal No. 288 - Waiver of Festival Equipment Rental Fee for the Harambee Festival – **Council Member Kathleen Hicks and Council Member Frank Moss**
5. Report on Barnett Shale Economic Impact Analysis - **Bill Thornton, Fort Worth Chamber of Commerce and Dr. M. Ray Perryman, Perryman Group**
6. Review of M&C G-17398 for Fund Balance Reporting Requirements Effective September 30, 2011 - **Lena Ellis, Financial Management Services**
7. Presentation on Proposed Tax Abatement Agreement with Alcon Lab Holdings Inc. - **Robert Sturns, Housing and Economic Development**
8. City Council Requests for Future Agenda Items and/or Reports
9. Executive Session - The City Council may conduct a closed meeting as authorized by Section 551.071 of the Texas Government Code to seek the advice of its attorneys on legal issues regarding any matter listed on today's City Council Agendas

This facility is wheelchair accessible. For accommodations or sign interpretive services, please call the City Manager's Office at 817-392-6143, 48 hours in advance.

ATTACHMENT
Executive Session
(PRE-COUNCIL CHAMBER, CITY HALL)
Tuesday, September 27, 2011

The City Council will conduct a closed meeting in order to:

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code:
 - (a) In Re: McKesson Governmental Entities Average Wholesale Price Litigation, Case No. 1:08-cv-108473-PBS (Mass);
 - (b) In Re: Municipal Derivatives Antitrust Litigation, Case No. 1:08-cv-2516 (SDNY); and
 - (c) Legal issues concerning any item listed on today's City Council meeting agendas.
2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party; and
3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

**CITY COUNCIL AGENDA
FOR THE MEETING AT 10:00 A.M. TUESDAY, SEPTEMBER 27, 2011
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

- I. CALL TO ORDER**
- II. INVOCATION** - Pastor Peter Couser, Saint Paul Lutheran Church
- III. PLEDGE OF ALLEGIANCE**
- IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF SEPTEMBER 20, 2011**
- V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA**
- VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF**
- VII. CONSENT AGENDA**

Items on the Consent Agenda require little or no deliberation by the City Council. Approval of the Consent Agenda authorizes the City Manager, or his designee, to implement each item in accordance with staff recommendations.

A. General - Consent Items

- 1. [M&C G-17396](#) - Confirm the Reappointment of Delonia Watson as a Member of the City of Fort Worth Firefighters' and Police Officers' Civil Service Commission for a Three-Year Term Expiring October 1, 2014 (ALL COUNCIL DISTRICTS)
- 2. [M&C G-17397](#) - Adopt a Supplemental Appropriation Ordinance Increasing Appropriations in the Culture and Tourism Fund in the Amount of \$189,152.50 and Decreasing the Unaudited, Unreserved, Undesignated Culture and Tourism Fund Balance by the Same Amount to Fund the Fort Worth Convention Center Repair and Refurbishment of Arena Air Handler Units (ALL COUNCIL DISTRICTS)

B. Purchase of Equipment, Materials, and Services - Consent Items

- 1. [M&C P-11298](#) - Authorize Purchase Agreements for Moving Services from All Points Pioneer, Suddath Relocation Systems of Texas, Inc., and Berger Texas, Inc., Using a Tarrant County Cooperative Contract for an Amount of \$135,000.00, for the First Year (ALL COUNCIL DISTRICTS)
- 2. [M&C P-11299](#) - Authorize the Sole Source Purchase of a Remotec Robot Upgrade and Accessories from Remotec, Inc., for the Fire Department Using Homeland Security Grant Funds for an Amount of \$57,880.00 (ALL COUNCIL DISTRICTS)
- 3. [M&C P-11300](#) - Authorize the Purchase of an X-Ray System from Envision Product Design, LLC, for the Fire Department Using Homeland Security Grant Funds, Purchasing Under a General Services Administration Cooperative Contract, for an Amount of \$58,860.17 (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15251](#) - Authorize the Direct Sale of Tax-Foreclosed Property Located at 1301 Eastview Street to the City of Fort Worth for Park Purposes in the Amount of \$35,215.83, Approve the Purchase and Dedicate the Property as Parkland (COUNCIL DISTRICT 6)
2. [M&C L-15252](#) - Authorize Execution of a Lease Agreement with Elizabeth Ibarra and Dennis Kraft, for Office and Warehouse Space, for the Police Department at a Cost of \$120,000.00 Per Year (COUNCIL DISTRICT 2)
3. [M&C L-15253](#) - Authorize the Payment of \$5,579.15 to Javier Arguelles in Settlement of a Claim Against the City of Fort Worth and Authorize the Sale of Tax-Foreclosed Property Located at 2817 NW 17th Street to Javier Arguelles (COUNCIL DISTRICT 2)
4. [M&C L-15254](#) - Authorize the Acquisition of Fee Simple Interest in 0.6300 Acres of Improved Land for the Lebow Channel Drainage Improvements Project, Located at 3504-3512 Lebow Street from John A. Webster, III for \$709,000.00 and Pay the Estimated Closing Costs of \$15,000.00 for a Total Cost of \$724,000.00 (COUNCIL DISTRICT 2)

D. Planning & Zoning - Consent Items - None

E. Award of Contract - Consent Items

1. [M&C C-25188](#) - Authorize Amendment No. 2 in the Amount of \$46,858.00 to City Secretary Contract No. 37971, an Engineering Agreement with Dunaway & Associates, L.P., for the Storm Water Utility Project-Bellaire Park Court Drainage Improvements (COUNCIL DISTRICT 3)
2. [M&C C-25189](#) - Authorize Execution of an Engineering Agreement in the Amount of \$526,653.00 with James DeOtte Engineering, Inc., for the Design of Greenfield Acres Storm Drain Improvements (COUNCIL DISTRICT 7)
3. [M&C C-25190](#) - Authorize Execution of an Engineering Agreement in the Amount of \$271,440.00 with HDR Engineering, Inc., for the Design of Mercado Channel Improvements (COUNCIL DISTRICT 2)
4. [M&C C-25191](#) - Authorize Execution of an Engineering Agreement in the Amount of \$377,092.00 with HDR Engineering, Inc., for the Design of Washington Heights Storm Drain Improvements (COUNCIL DISTRICT 2)
5. [M&C C-25192](#) - Authorize Amendment No. 1 in the Amount of \$788,790.56 to City Secretary Contract No. 38407, a Professional Services Agreement with Teal Engineering Services, Inc., for the Upgrade to the Citywide Traffic Management System for a Total Contract of \$1,272,415.56 (ALL COUNCIL DISTRICTS)
6. [M&C C-25193](#) - Authorize Execution of a Construction Contract with Scott Dennett Construction, LLC, in the Amount of \$232,542.00 for Renovation of R.D. Evans Community Center (COUNCIL

DISTRICT 3)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1828 - Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation for All-America City Celebration Day
2. Presentation of Proclamation for National Night Out in Texas
3. Presentation of Proclamation for Senior Citizens Fair, Inc. Days

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events
2. Recognition of Citizens

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions
2. Council Proposal No. 288 - Waiver of Festival Equipment Rental Fee for the Harambee Festival

XII. PRESENTATIONS AND/OR COMMUNICATIONS FROM BOARDS, COMMISSIONS AND/OR CITY COUNCIL COMMITTEES

1. Presentation by the Fort Worth Human Relations Commission-President's Award from the International Association of Human Rights Agencies

XIII. RESOLUTIONS

1. A Resolution Approving the FY 2011-2012 Budget for Dallas/Fort Worth International Airport
2. A Resolution Appointing Alternates to the Mayor's Place on the Dallas/Fort Worth International Airport Board

XIV. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17398](#) - Amend the Financial Management Policy Statements to Implement the Governmental Accounting Standards Board, Statement No. 54 Requirement for Establishing Fund Balance Spending Priorities by Adding a New Statement II.F, Designate the Fund Balances of the Risk Management Fund, Workers Compensation Insurance Fund, Group Health Insurance Fund and Unemployment Compensation Insurance Fund as Committed to Expenditures Related to Risk Financing, and Authorize the City Manager, or His Designee, to Designate Assigned Fund Balances for Specific Intended Spending Purposes Without Further Approval of the City Council (ALL COUNCIL DISTRICTS)
2. [M&C G-17399](#) - Adopt Appropriation Ordinance and Transfer \$166,557.89 to Various Designated Funds for Subrogation Recovery and Self-Funded Property Losses (ALL COUNCIL DISTRICTS)
3. [M&C G-17400](#) - Authorize the Transfer of \$10,000,000.00 from the Water and Sewer Operating Fund to the Water Capital Projects Fund in the Amount of \$3,000,000.00 and to the Sewer Capital Projects Fund in the Amount of \$7,000,000.00 and

Adopt Appropriation Ordinance (NO COUNCIL DISTRICT)

4. [M&C G-17401](#) - Consideration of Variance from Section 4-4 of the City Code to Allow Alcoholic Beverage Sales for Mixed Beverages at the 1884 Recovery Room Bar, Located at 1314 Alston Avenue (COUNCIL DISTRICT 9) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

5. [M&C G-17402](#) - Schedule a Public Hearing for October 18, 2011 for an Ordinance Amending Article II, Chapter 15 Gas Drilling of the City Code, Section 15-31 to Provide Definitions for Existing Well Site, Well Permit, Multiple Gas Well Pad Site Permit, Potential Impact Radius and a Revised Definition for Protected Use, Division V to Provide Provisions for Multiple Gas Well Pad Site Permits, Waiver Setbacks and Requirements, Notice, Section 15-34 Exceptions to Grandfathering Provisions for Outer Boundary Property Line and Tanks and Equipment, Section 15-42 to Provide for Regulation of Saltwater Disposal Wells, Sections 15-35 and 15-42 to Provide for Best Management Practices, and Section 15-46 to Provide for a Notification Zone for Proposed New Gas Pipelines (ALL COUNCIL DISTRICTS) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

6. [M&C G-17403](#) - Adopt an Ordinance Providing for the Issuance and Sale of Approximately \$80,000,000.00 of the City of Fort Worth, Texas, Drainage Utility System Revenue Bonds, Series 2011 (ALL COUNCIL DISTRICTS)

C. Purchase of Equipment, Materials, and Services

1. [M&C P-11301](#) - Authorize the Purchase of a 2011 Spartan Aerial Ladder Fire Truck from Scott Fire Apparatus, Inc., Using a Houston-Galveston Area Council Cooperative Contract for the Fire Department for a Total Amount of \$764,497.00 (ALL COUNCIL DISTRICTS)

2. [M&C P-11302](#) - Authorize the Purchase of Four Rosenbauer Pumper Fire Trucks from Daco Fire Equipment, Inc., Using a Houston-Galveston Area Council Cooperative Contract for the Fire Department for a Total Amount of \$2,616,492.00 (ALL COUNCIL DISTRICTS)

3. [M&C P-11303](#) - Authorize the Purchase of Three Brush Trucks for the Fire Department from Chastang Enterprises, Inc., d/b/a Chastang's Bayou City Ford, Using a Texas Association of School Boards Cooperative Contract for a Total Amount of \$515,934.00 (COUNCIL DISTRICTS 6 and 7)

4. [M&C P-11304](#) - Authorize the Purchase of Thirty Half-Ton Trucks from Sam Packs Five Star Ford, Using a State of Texas Smart Buy

D. Land

1. [M&C L-15255](#) - Authorize Execution of a Six-Month Temporary Access Permit Agreement with Texas Midstream Gas Services, L.L.C., in the Amount of \$6,000.00 for the City Owned Property Described as Block 14, Lot A4 of the Sycamore Heights Addition, Located Near 1750 Beach Street Just West of Gateway Park (COUNCIL DISTRICT 8)
2. [M&C L-15256](#) - Approve Acceptance of Lease Agreement with Chesapeake Exploration, LLC in the Amount of \$26,700.00 for Natural Gas Drilling Under 5.34 Acres, More or Less, of City-Owned Properties Known as the Meadowbrook Water Tank, Located at Bridge Street Just North of I-30 (COUNCIL DISTRICT 4)
3. [M&C L-15257](#) - Approve Acceptance of Lease Agreement with Chesapeake Exploration, LLC, in the Amount of \$59,794.60 for Natural Gas Drilling Under 11.958 Acres, More or Less, of City-Owned Properties Known as Woodhaven Country Club Estates, Lot 1, Block 14A, Located at 5901 Boca Raton Boulevard (COUNCIL DISTRICT 4)
4. [M&C L-15258](#) - Ratify the City Secretary Contract No. 42203, with Heirs of Z Boaz Park South and Z Boaz Golf Course for Release of Deed Reverter Terms (COUNCIL DISTRICT 3)
5. [M&C L-15259](#) - Authorize the Direct Sale of Thirteen Tax-Foreclosed Properties to Texas Midstream Gas Services, L.L.C., for \$51,829.53 (COUNCIL DISTRICT 5)
6. [M&C L-15260](#) - Conduct a Public Hearing and Authorize the Use of a Portion of Rockwood Golf Course for an Electric Utility Easement for Lines and Equipment to Service the Ben Hogan Learning Center and Authorize Granting an Electric Utility Easement to Oncor Electric Delivery (COUNCIL DISTRICTS 2 and 7)
7. [M&C L-15261](#) - Conduct a Public Hearing and Authorize Subsurface Drilling and Extraction of Natural Gas From an Off-Site Location at Wedgwood Park (COUNCIL DISTRICT 6)
(PUBLIC HEARING)
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

E. Planning & Zoning - None

F. Award of Contract

1. [M&C C-25194](#) - Authorize Execution of a Public Right-of-Way Use Agreement Granting Texas Midstream Gas Services, LLC, a License to Construct and Operate a Natural Gas Gathering Pipeline Across East Rosedale Street, Avenue G, Langston

Street, Chapman Street, Ramey Street, Lorin Street, Sunshine Drive and Fitzhugh Avenue (COUNCIL DISTRICT 5)

2. [M&C C-25195](#) - Authorize Execution of a Development Agreement to Continue the Extraterritorial Jurisdiction Status of Property Owned by 820 Management Trust, Located Generally South and West of Chapin Road and South of Old Weatherford Road (COUNCIL DISTRICT 3)
3. [M&C C-25196](#) - Authorize Execution of a Tax Abatement Agreement with Locap Holdings, LLC, for the Construction of a Multifamily Apartment Complex at 2920 West Lancaster Avenue and 1020 Currie Street (COUNCIL DISTRICT 9)
4. [M&C C-25197](#) - Authorize Execution of a Contract in the Amount of \$1,938,509.25 with Stabile & Winn, Inc., for Pavement Reconstruction and Water and Sanitary Sewer Main Replacement on Portions of Bird Street, Bonnie Brae Avenue, Clary Avenue, Concord Avenue and Dalford Street, Utilize \$1,615,002.25 from the 2007 Critical Capital Projects Fund and \$647,813.00 from the Water and Sewer Capital Projects Funds to Provide for Construction Contract Costs, Contingencies and Construction Services for a Project Total of \$2,262,815.25 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 4)
5. [M&C C-25198](#) - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$1,138,957.75 for the Cromwell Marine Creek Bridge, Paving and Sewer Improvements (COUNCIL DISTRICT 7)
6. [M&C C-25199](#) - Authorize Execution of a Contract in the Amount of \$4,066,142.00 with Ark Contracting Services, LLC, for Construction of South Shore Sanitary Sewer Replacement Main 253, Part 2 in Randol Mill Road and Mallard Cove Park Between Precinct Line Road and the Northeast Landfill and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 4 and 5)

XV. CITIZEN PRESENTATIONS

XVI. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

XVII. ADJOURNMENT

According to the City Council Rules of Procedures, individual citizen presentations shall be limited to three minutes, and group presentations shall be limited to ten minutes. At the Mayor's discretion, time limits may be reasonably extended.

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No Documents for this Section



Updated September 22, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

September 27, 2011

8:30 a.m. Pre-Council Meeting

- o Report on Barnett Shale Economic Impact Analysis [*Bill Thornton, Fort Worth Chamber of Commerce and Dr. M. Ray Perryman, Perryman Group*]
- o Review of M&C G-17398 for Fund Balance Reporting Requirements Effective September 30, 2011 [*Lena Ellis, Financial Management Services*]
- o Presentation on Proposed Tax Abatement Agreement with Alcon Lab Holdings Inc. [*Robert Sturns, Housing and Economic Development*]

October 4, 2011

8:30 a.m. Pre-Council Meeting
(Meeting moved to morning for National Night Out)
Housing and Economic Development Committee
(Immediately following the 10:00 a.m. City Council Meeting)
Housing Finance Corporation
(Immediately following the HED)
Local Development Corporation
(Immediately following the HFC)

- o Presentation of Fort Worth Public Art Fiscal Year 2012 Annual Work Plan [*Elva LeBlanc, Fort Worth Art Commission and Martha Peters, Arts Council of Fort Worth & Tarrant County*]
- o Pension Review – City Council Roles and Responsibilities [*Laetitia Brown, Law Department*]

October 5, 2011 (***Wednesday***)

3:00 p.m. Audit and Finance Advisory Committee



Updated September 22, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

October 11, 2011

3:00 p.m. Pre-Council Meeting (cancelled)

October 18, 2011

Monthly Zoning Meeting

10:00 a.m. Legislative and Intergovernmental Affairs Committee

Noon – 3:00 p.m. Joint City Council/Employees' Retirement Fund Pension Workshop (Ella Mae Shamblee Library, 1062 Evans Ave.)

4:00 p.m. Pre-Council Meeting (NOTE TIME CHANGE)

(Council Meeting moved to 7:00 p.m.)

- o Briefing on the Naval Air Station Fort Worth Joint Reserve Base and the Regional Coordination Committee [*Captain Rob Bennett, Commanding Officer of Naval Air Station Fort Worth Joint Reserve Base and Paul Paine, Chairman of the Regional Coordination Committee*]
- o MedStar Presentation [*Chief Rudy Jackson, Fire Department and Jack Eades, MedStar*]
- o Presentation on Crime Free Multi-Housing Ordinance [*Brandon Bennett, Code Compliance*]

October 25, 2011

8:30 a.m. Pre-Council Meeting

Continued Items:

- **ZC-11-052** - Mitchell, Mitchell, & Mitchell Partners, LTD., 12700 block of Private Road 4716; from: Unzoned and "FR" General Commercial Restricted to: "K" Heavy Industrial (COUNCIL DISTRICT 2 – Sal Espino) (**Continued from September 20, 2011 by Council Member Espino**)
- o Development Process Improvements and Development Advisory Committee Report [*Randle Harwood, Planning and Development and Mark Presswood, Development*]



Updated September 22, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

October 27, 2011 *(Thursday)*

3:00 p.m. Audit and Finance Advisory Committee
5:30 p.m. Joint FWISD/City Council Meeting
(Tarrant County College – River Campus)

November 1, 2011 **Monthly Zoning Meeting**

3:00 p.m. Pre-Council Meeting

November 8, 2011

3:00 p.m. Pre-Council Meeting (cancelled)

November 15, 2011

8:30 a.m. Pre-Council Meeting
Fort Worth Crime Control and Prevention District Board of Directors Meeting
(Immediately Following the City Council 10:00 a.m. Meeting)

Continued Items:

- **M&C PZ-2957** - Consider Institution of the Annexation and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 3.3 Acres of Land Located North of Avondale-Haslet Road and East of US 287, AX-11-008, 2484 Avondale-Haslet Road (COUNCIL DISTRICT 7 – Dennis Shingleton) **(Continued from September 20, 2011 by Council Member Shingleton)**
- **ZC-11-043** - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to "E" Neighborhood Commercial (COUNCIL DISTRICT 7 – Dennis Shingleton) **(Continued from September 20, 2011 by Council Member Shingleton)**
- o AllianceTexas Update [*Mike Berry, Hillwood Development Corporation*]



Updated September 22, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

November 22, 2011

8:30 a.m. Pre-Council Meeting (cancelled)

November 24, 2011 *(Thursday)*

City Hall Closed – Thanksgiving Holiday

November 25, 2011 *(Friday)*

City Hall Closed – Thanksgiving Holiday

November 29, 2011

8:30 a.m. Pre-Council Meeting (cancelled)



**City Council Meeting of September 20, 2011
Staff Action Tracking**

Item #4 Como Community Center

Due Date: October 25, 2011

Council District: 7

Staff Action: Staff to investigate the conditions at Como Community Center,
determine what type of repairs are needed and respond back to Council.

Responsibility: Richard Zavala (Parks and Community Services)

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
SEPTEMBER 20, 2011**

Present:

Mayor Betsy Price
Mayor Pro tem W. B. "Zim" Zimmerman, District 3
Council Member Salvador Espino, District 2
Council Member Daniel Scarth, District 4
Council Member Frank Moss, District 5
Council Member Jungus Jordan, District 6
Council Member Dennis Shingleton, District 7
Council Member Kathleen Hicks, District 8
Council Member Joel Burns, District 9

Staff Present:

Tom Higgins, Interim City Manager
Sarah Fullenwider, City Attorney
Marty Hendrix, City Secretary

I. CALL TO ORDER

With a quorum of the City Council Members present, Mayor Price called the regular session of the Fort Worth City Council to order at 10:11 a.m., on Tuesday, September 20, 2011, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

II. INVOCATION - Reverend Karl Travis, First Presbyterian Church

The invocation was provided by Reverend Karl Travis, First Presbyterian Church.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF SEPTEMBER 13, 2011

Motion: Council Member Hicks made a motion, seconded by Council Member Burns that the minutes of the regular meeting of September 13, 2011, be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

Interim City Manager Higgins requested that Mayor and Council Communication Nos. P-11290, L-15246 and C-25167 be withdrawn from the Consent Agenda for individual consideration.

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

Interim City Manager Tom Higgins requested that Mayor and Council Communication No. L-15242 be withdrawn from consideration and replaced with Mayor and Council Communication No. L-15242 (Revised).

VII. CONSENT AGENDA

Motion: Council Member Jordan made a motion, seconded by Council Member Scarth, that the Consent Agenda be approved as amended. The motion carried unanimously nine (9) ayes to zero (0) nays.

A. General - Consent Items

1. M&C G-17376 - Approve Findings of Ground Transportation Coordinator Regarding Application of A2K Transportation, to Operate Three Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority.

The City Council approved the following recommendation: Consider and Adopt the Following Findings of the Ground Transportation Coordinator: the Public Necessity and Convenience Require the Operation of Three (3) Limousines Upon the City Streets, Alleys and Public Thoroughfares; A2K Transportation is Qualified and Financially Able to Conduct a Limousine Service Within the City; A2K Transportation has Complied With the Requirements of Chapter 34 of the City Code; A2K Transportation Presented Facts in Support of Compelling Demand and Necessity for Three (3) Limousines; the General Welfare of the Citizens of the City Will Best be Served by the Addition of Three (3) Limousines Upon City Streets, Alleys and Public Thoroughfares; and Adopt Ordinance No. 19903-09-2011 Granting the Privilege of Operating Authority to A2K Transportation for the Use of the Streets, Alleys, and Public Thoroughfares of the City in the Conduct of its Limousine Business, Which Shall Consist of the Operation of Three (3) Limousines for a Three (3) Year Period Beginning on the Effective Date; Specifying the Terms and Conditions of the Grant Providing for Written Acceptance by A2K Transportation; Subject to and Conditioned on A2K Transportation Complying With All Requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as Amended.

2. M&C G-17377 - Approve Findings of Ground Transportation Coordinator Regarding Application of Bennett Limousine Service, LLC, d/b/a Perfect Timing Limousine Service, to Operate Two Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority.

The City Council approved the following recommendation: Consider and Adopt the Following Findings of the Ground Transportation Coordinator: the Public Necessity and Convenience Require the Operation of Two (2) Limousines Upon the City Streets, Alleys and Public Thoroughfares; Bennett

(VII. CONSENT AGENDA Continued)

(G-17377 Continued)

Limousine Service, LLC, d/b/a Perfect Timing Limousine Service is Qualified and Financially Able to Conduct a Limousine Service Within the City; Bennett Limousine Service, LLC, d/b/a Perfect Timing Limousine Service has Complied With the Requirements of Chapter 34 of the City Code; Bennett Limousine Service, LLC, d/b/a Perfect Timing Limousine Service Presented Facts in Support of Compelling Demand and Necessity for Two (2) Limousines; the General Welfare of the Citizens of the City Will Best be Served by the Addition of Two (2) Limousines Upon City Streets, Alleys and Public Thoroughfares; and Adopt Ordinance No. 19904-09-2011 Granting the Privilege of Operating Authority to Bennett Limousine Service, LLC, d/b/a Perfect Timing Limousine Service for the Use of the Streets, Alleys, and Public Thoroughfares of the City in the Conduct of its Limousine Business, Which Shall Consist of the Operation of Two (2) Limousines for a Three (3) Year Period Beginning on the Effective Date; Specifying the Terms and Conditions of the Grant Providing for Written Acceptance by Bennett Limousine Service, LLC, d/b/a Perfect Timing Limousine Service; Subject to and Conditioned on Bennett Limousine Service, LLC, d/b/a Perfect Timing Limousine Service, Complying With All Requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as Amended.

3. M&C G-17378 - Adopt Resolution to Reappoint Members to Serve on a Regional Taxicab Task Force for a Two-Year Term.

The City Council approved the following recommendation: Adopt Resolution No. 4022-09-2011 to Appoint the Individuals Listed Below to the Regional Taxicab Task Force for a Two (2) Year Term Beginning Upon the Adoption of This Resolution.

<u>NAME</u>	<u>TITLE</u>	<u>PARTICIPATION</u>
Jungus Jordan	Council Member	Policy Group
Joel Burns	Council Member	Policy Group
Gerald Taylor	Ground Transportaton Coordinator Transportation Public Works	Working Group
Cuthbert M. Robinson	Sr. Administrative Services Manager Transportation Public Works	Working Group

4. M&C G-17379 - Authorize a Contract with Accela, Inc., for Work Order and Asset Management System Software and Implementation Services for the Stormwater Utility for a Not To Exceed Amount of \$512,751.00.

The City Council approved the following recommendation: Authorize a Contract With Accela, Inc., for Work Order and Asset Management System Software and Implementation Services for the Stormwater Utility for a Not to Exceed Amount of \$512,751.00.

5. M&C G-17380 - Adopt Appropriation Ordinance and Authorize Transfer of Funds from the Special Trust Fund, Municipal Court Building Security Project in the Amount of \$322,512.00 to Reimburse the General Fund for Fiscal Year 2010-11 Building Security Cost.

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 19905-09-2011 Increasing the Estimated Receipts and Appropriations in the Municipal Court Building Security Project Section of the Special Trust Fund in the Amount of \$322,512.00, From Available Funds, for the Purpose of Transferring Said Funds to the General Fund to Reimburse the General Fund for Fiscal Year 2010-2011 Building Security Costs; and Authorize the City Manager to Transfer Said Funds.

6. M&C G-17381 - Authorize the Transfer of Funds from the Airports Gas Lease Project Fund to the Water Capital Projects Fund in the Amount of \$135,482.60 for Improvements to the Waterline Serving the West Side of Spinks Airport to Accommodate the Development of Hangars and Adopt Appropriation Ordinance.

The City Council approved the following recommendation: Authorize the Transfer of Funds From the Airports Gas Lease Project Fund to the Water Capital Projects Fund in the Amount of \$135,482.60 for Improvements to the Waterline Serving the West Side of Spinks Airport to Accommodate the Development of Hangars; and Adopt Appropriation Ordinance No. 19906-09-2011 Increasing the Estimated Receipts and Appropriations in the Water Capital Projects Fund, From Available Funds, for the Purpose of Funding the Improvements.

7. M&C G-17382 - Authorize the Acceptance of a \$5,000.00 Grant for the 2011-2012 Take Me Fishing™ Program from the Recreational Boating and Fishing Foundation's Youth Boating and Fishing Initiative, and the National Recreation and Park Association and Adopt Appropriation Ordinance.

The City Council approved the following recommendation: Authorize the City Manager to Accept Grant Funds Totaling \$5,000.00 for the 2011-2012 Take Me Fishing™ Program, From the Recreational Boating and Fishing Foundation's Youth Boating and Fishing Initiative (RBFF), and the

(VII. CONSENT AGENDA Continued)

(G-17382 Continued)

National Recreation and Park Association (NRPA) to Provide Recreational Boating and Fishing Experiences to Youth in Fort Worth; and Adopt Appropriation Ordinance No. 19907-09-2011 Increasing the Estimated Receipts and Appropriations in the Grants Fund, Subject to Receipt of Grant Funds From the RBFF Youth Boating and Fishing Initiative and the NRPA.

B. Purchase of Equipment, Materials, and Services - Consent Items

1. M&C P-11289 - Authorize Purchase Agreements with Justin Seed Company, Inc., and John Deere Landscapes, Inc., for Agricultural Fertilizers for the Parks and Community Services Department for \$255,000.00 for the First Year.

The City Council approved the following recommendation: Authorize Purchase Agreements With Justin Seed Company, Inc., and John Deere Landscapes, Inc., for Agricultural Fertilizers for the Parks and Community Services Department for \$255,000.00 for the First Year.

3. M&C P-11291 - Authorize a Purchase Agreement with the *Fort Worth Star-Telegram* for the Publication of Official City Notices for an Amount of \$170,000.00 for One Year and Recognize the *Fort Worth Star-Telegram* as the City of Fort Worth's Official Newspaper.

The City Council approved the following recommendation: Authorize a Purchase Agreement With the *Fort Worth Star-Telegram* for the Publication of Official City Notices for an Amount of \$170,000.00 for One (1) Year; and Recognize the *Fort Worth Star-Telegram* as the City of Fort Worth's Official Newspaper.

4. M&C P-11292 - Authorize a Purchase Agreement with The Paper Plate, Incorporated to Provide Snacks for the Parks and Community Services Department After-School Snacks Program for an Annual Amount of \$60,000.00 from Federal Grant Funds for the First Year.

The City Council approved the following recommendation: Authorize a Purchase Agreement With the Paper Plate, Inc., to Provide Snack Meals for the Parks and Community Services Department After-School Snacks Program for an Annual Amount of \$60,000.00 From Federal Grant Funds for the First Year.

5. M&C P-11293 - Authorize a Purchase Agreement with Environmental System Research Institute, Inc., for Geographic Information, Using a State of Texas Department of Information Resources Contract for the Water Department for an Amount of \$374,300.00 for the First Year.

(VII. CONSENT AGENDA Continued)

(P-11293 Continued)

The City Council approved the following recommendation: Authorize a Purchase Agreement With Environmental System Research Institute, Inc., for Geographic Information, Using the State of Texas Department of Information Resources Contract Number DIR-SDD-1637, for the Water Department for an Amount of \$374,300.00 for the First Year.

6. M&C P-11294 - Authorize a Purchase Agreement with Cummins Southern Plains, LLC, for a 300 Kilowatt Diesel Generator and Start-Up Services from Using a Houston-Galveston Area Council Cooperative Contract for the Fort Worth Police Department in the Amount of \$60,362.00.

The City Council approved the following recommendation: Authorize the Purchase of a 300 Kilowatt Diesel Generator and Start-Up Services From Cummins Southern Plains, LLC, Using a Houston-Galveston Area Council Cooperative Contract No. GE02-10 for the Fort Worth Police Department in the Amount of \$60,362.00.

7. M&C P-11295 - Authorize a Purchase Agreement with MSC Industrial Supply Company for Maintenance, Repair and Operating Supplies Using a Texas Association of School Boards Cooperative Contract for All City Departments for an Amount of \$500,000.00 for the First Year.

The City Council approved the following recommendation: Authorize a Purchase Agreement for Maintenance, Repair and Operating Supplies From MSC Industrial Supply Company Using the Texas Association of School Boards Cooperative Contract Number 339-10 for All City Departments for an Amount of \$500,000.00 for the First Year.

8. M&C P-11296 - Authorize a Sole Source Purchase Agreement with RDO Equipment Co., for Repair Services and Replacement Parts for the Equipment Services Department for an Amount of \$100,000.00 for the First Year.

The City Council approved the following recommendation: Authorize a Sole Source Purchase Agreement With RDO Equipment Co., for Repair Services and Replacement Parts for the Equipment Services Department for an Amount of \$100,000.00 for the First Year.

C. Land - Consent Items

1. M&C L-15244 - Authorize Sale of a Strip of Land Consisting of Seventy-Five Square Feet of City-Owned Property Located at 3731 Camp Bowie Boulevard to the Adjacent Owners Stephen J. Mallick and Michael T. Barnes.

(VII. CONSENT AGENDA Continued)

(L-15244 Continued)

The City Council approved the following recommendation: Authorize the Sale and Conveyance of a Six (6) Inch Strip of Land Containing 75 Square Feet Located at 3731 Camp Bowie Boulevard, Described as Being the Northeast 0.5 Feet of Lot 10, Block 6, Hi-Mount Addition to the City of Fort Worth, Tarrant County, Texas, to Stephen Mallick and Michael T. Barnes in Consideration of the Payment to the City of \$500.00 and Bearing the Expense of Replatting Both the City Property and Their Property.

2. M&C L-15245 - Authorize Execution of a Lease Agreement with Town Center Mall, L.P., for Office Space at 4200 South Freeway for the Planning and Development Department in an Amount Not to Exceed \$14,928.00 Annually.

The City Council approved the following recommendation: Authorize the Execution of a Lease Agreement With Town Center Mall, L.P., for Office Space in Property Located at 4200 South Freeway for an Amount Not to Exceed \$14,928.00 Annually; and Authorize the Agreement to be Effective October 1, 2011, and Ending September 30, 2013.

4. M&C L-15247 - Authorize the Acquisition of an Easement Interest in 1.107 Acres of Land for Sanitary Sewer Located on an Undeveloped Tract of Land on the North Side of Wilbarger Street and East of Carey Street from Lawhon, Inc., for \$90,385.00 and Pay the Estimated Closing Costs of \$3,500.00 for a Total Cost of \$93,885.00.

The City Council approved the following recommendation: Authorize the Acquisition of an Easement Interest in 1.107 Acres of Land for Sanitary Sewer Located in the J.M. Daniel Survey, Abstract No. 395, Tarrant County, Texas, on the North Side of Wilbarger Street and East of Carey Street From Lawhon, Inc., in the Amount of \$90,385.00 and Pay the Estimated Closing Cost of \$3,500.00; Find That the Amount of \$90,385.00 is Just Compensation; and Authorize the Acceptance and Recording of Appropriate Instruments.

5. M&C L-15248 - Authorize a Residential Lease Agreement with Greg Asikis for Approximately 0.12 Acres of Property Within Northwest Community Park in Exchange for Providing Basic Caretaker Services for the Park.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Residential Lease Agreement With Greg Asikis for Approximately 0.12 Acre of Property Within Northwest Community Park in Exchange for Providing in-Kind Basic Caretaking Services for the Park.

(VII. CONSENT AGENDA Continued)

D. Planning & Zoning - Consent Items

1. M&C PZ-2956 - Authorize Initiation of Rezoning for Certain Properties in the Greenway Neighborhood in Accordance with the Comprehensive Plan.

The City Council approved the following recommendation: Authorize the City Manager to Initiate Certain Zoning Changes in the Greenway Neighborhood, From "A-5" One (1) Family, "B" Two (2) Family, "CF" Community Facilities, "E" Neighborhood Commercial and "I" Light Industrial to "A-5" One (1) Family, "B" Two (2) Family, "CF" Community Facilities, "ER" Neighborhood Commercial Restricted and "E" Neighborhood Commercial, in Accordance With the Comprehensive Plan.

E. Award of Contract - Consent Items

1. M&C C-25163 - Authorize Execution of a Renewal Agreement in the Amount of \$48,034.00 with Charles W. Evans for Professional Legislative Consulting Services and Representation of the City on State Issues Before the Texas State Legislature, State Agencies and the Office of the Governor.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Renewal Agreement in the Amount of \$48,034.00 With Charles W. Evans for Professional Legislative Consulting Services for the City of Fort Worth and Representation of the City Before the Texas State Legislature, State Agencies and the Office of the Governor. The Term of the Contract Will be From October 1, 2011, to September 30, 2012.

2. M&C C-25164 - Authorize Execution of a Renewal Agreement in the Amount of \$37,180.00 with Walter Fisher and Associates for Professional Legislative Consulting Services and Representation of the City on State Issues Before the Texas State Legislature, State Agencies and the Office of the Governor.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Renewal Agreement in the Amount of \$37,180.00 With Walter Fisher and Associates for Professional Legislative Consulting Services for the City of Fort Worth and Representation of the City Before the Texas State Legislature, State Agencies and the Office of the Governor. The Term of the Contract Will be From October 1, 2011, to September 30, 2012.

3. M&C C-25165 - Authorize the City Manager to Execute a Communications Systems Agreement with the Town of Lakeside for Participation in the City of Fort Worth's Two-Way Public Safety Radio System at No Cost to the City of Fort Worth.

(VII. CONSENT AGENDA Continued)

(C-25165 Continued)

The City Council approved the following recommendation: Authorize the City Manager to Execute a Communications Systems Agreement With the Town of Lakeside for Participation in the City of Fort Worth's Two (2) Way Public Safety Radio System for Mutual Aid Purposes at No Cost to the City of Fort Worth.

4. M&C C-25166 - Authorize Execution of an Easement Encroachment Agreement with Property Owners Michael and Elizabeth Patterson for the Construction of a Retaining Wall Over a Fifteen Foot Utility Easement at 7028 Oakmont Terrace.

The City Council approved the following recommendation: Authorize the Execution of an Easement Encroachment Agreement With Property Owners Michael and Elizabeth Patterson for the Construction of a Retaining Wall Over a 15-Foot Utility Easement at 7028 Oakmont Terrace.

6. M&C C-25168 - Rescind City Secretary Contract No. 39111 with McClendon Construction Company, Inc., in the Amount of \$832,409.00 for 2007 Critical Capital Project for Total Reconstruction of Premature Failed Streets at Thirteen Locations and Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$927,635.00 for Reconstruction of Premature Failed Streets at Thirteen Locations.

The City Council approved the following recommendation: Authorize the Rescission of City Secretary Contract No. 39111 With McClendon Construction Company, Inc., in the Amount of \$832,409.00 for 2007 Critical Capital Project for Total Reconstruction and Partial Replacement of Premature Failed Streets; and Authorize Execution of a Contract With Conatser Construction TX, LP, in the Amount of \$927,635.00 for Reconstruction of Premature Failed Streets, at Caddo Drive, From Dove Creek Drive to Woodland Springs Drive; Gold Creek Drive, From Gold Creek Drive, East to Woodland Springs Drive; Gold Creek Drive, From Hickory Circle, South to Gold Creek Drive; Postwood Drive, From 185 Feet West of Wispwillow Drive to 295 Feet East of Wispwillow Drive; Raisintree Drive, From Comstock Circle to North Caylor Road and Partial Replacement at Basilwood Drive, From 11750 Basilwood Drive to Twin Creeks Drive; North Caylor Road, From Park Vista Boulevard to 12333 North Caylor Road; Copper Creek Drive, From Caddo Drive to 5211 Copper Creek Drive; Copper Creek Drive, From 5221 Copper Creek Drive to South Cul-de-Sac; Gold Creek Drive, From Copper Creek Drive to Woodland Springs Drive; Ponder Street, From Winterberry Lane to East Cul-de-Sac; Shale Drive, From Raisintree Drive to Woodland Springs Drive; Winterberry Lane, From Cornerwood Drive to West Caylor Road.

(VII. CONSENT AGENDA Continued)

7. M&C C-25169 - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$519,994.00 for Reconstruction of Premature Failed Streets at Four Locations.

The City Council approved the following recommendation: Authorize the Execution of a Contract With Conatser Construction TX, LP, in the Amount of \$519,994.00 for Reconstruction and Partial Replacement of Premature Failed Streets at Big Thicket Drive, From 135 Feet East of Muir Drive to Rainy Lake Drive; Chisos Rim Trail, From 130 Feet East of Big Thicket Drive to Arcadia Park Drive; Rainy Lake Drive, From North Tarrant Parkway to Arcadia Park Drive and Partial Replacement at Arcadia Park Drive, From 8840 Arcadia Park Drive to 8849 Arcadia Park Drive.

8. M&C C-25170 - Authorize Execution of Amendment No. 7 in the Amount of \$17,370.00 to City Secretary Contract No. 32378, which is an Engineering Services Agreement with Teague Nall and Perkins, Inc., for the Design of Golden Triangle Boulevard from Interstate Highway 35W to United States Highway 377, Thereby Establishing a Total Contract Cost of \$2,389,476.00.

The City Council approved the following recommendation: Authorize the Execution of Amendment No. 7 in the Amount of \$17,370.00 to City Secretary Contract No. 32378, an Engineering Services Agreement With Teague Nall and Perkins, Inc., for the Design of Golden Triangle Boulevard From Interstate Highway 35W to US Highway 377, Thereby Establishing a Total Contract Cost of \$2,389,476.00.

9. M&C C-25171 - Authorize Execution of a Storm Water Facility Maintenance Agreement with HEI Fort Worth LP, on Property Located at 3602 Championship Parkway in the Jessie Daniel Survey, Abstract No. 349, Denton County, Texas, at No Cost to the City.

The City Council approved the following recommendation: Authorize the Execution of a Storm Water Facility Maintenance Agreement With HEI Fort Worth, LP, for Property Located at 3602 Championship Parkway, Described as Block 1, Lot 1, Beechwood Business Park, in the Jessie Daniel Survey, Abstract No. 349, Denton County, Texas, at No Cost to the City.

10. M&C C-25172 - Authorize Execution of a Storm Water Facility Maintenance Agreement with Texas Health Resources on Property Located at 425 Alabama Avenue, Jennings South Addition, at No Cost to the City.

The City Council approved the following recommendation: Authorize the Execution of a Storm Water Facility Maintenance Agreement With Texas Health Resources for Property Located at 425 Alabama Avenue in the Jennings South Addition, Block 29, Lot 1R, at No Cost to the City.

(VII. CONSENT AGENDA Continued)

11. M&C C-25173 - Authorize Execution of a Storm Water Facility Maintenance Agreement with CVS Pharmacy, Inc., on Property Located North of Seminary Drive and Southwest of Anthony Street, in the South Side Addition, Lot 4R, Block 7.

The City Council approved the following recommendation: Authorize the Execution of a Storm Water Facility Maintenance Agreement With CVS Pharmacy, Inc., for Property Located North of Seminary Drive and Southwest of Anthony Street, in the South Side Addition, Lot 4R, Block 7, at No Expense to the City.

12. M&C C-25174 - Authorize Execution of Change Order No. 1 in the Amount of \$36,900.00 to City Secretary Contract No. 41400 with New Star Grading and Paving Company, for Sidewalk Infrastructure Project Phase II at Various Locations.

The City Council approved the following recommendation: Authorize the City Manager to Execute Change Order No. 1 in the Amount of \$36,900.00 to City Secretary Contract No. 41400 With New Star Grading and Paving Company, for Sidewalk Infrastructure Project Phase II, Thereby Increasing the Total Contract Amount to \$449,650.00.

13. M&C C-25175 - Authorize Execution of an Agreement with Halff Associates, Inc., in the Amount of \$404,465.00 for the Big Bear Creek Master Plan.

The City Council approved the following recommendation: Authorize Execution of an Agreement With Halff Associates, Inc., in the Amount of \$404,465.00 for the Big Bear Creek Master Plan.

14. M&C C-25176 - Authorize Execution of an Agreement with URS Corporation in the Amount of \$181,890.00 for the Glenwood Creek Master Plan.

The City Council approved the following recommendation: Authorize Execution of an Agreement With URS Corporation in the Amount of \$181,890.00 for the Glenwood Creek Master Plan.

15. M&C C-25177 - Authorize a Contract with Westin Engineering, Inc., to Support the Stormwater Utility's Implementation of Various Technology Initiatives Including a Work Order and Asset Management System for an Amount Not To Exceed \$150,000.00 for the First Year.

The City Council approved the following recommendation: Authorize a Contract With Westin Engineering, Inc., to Support the Stormwater Utility's Implementation of Various Technology Initiatives Including a Work Order and Asset Management System for an Amount Not to Exceed \$150,000.00 for the First Year.

(VII. CONSENT AGENDA Continued)

16. M&C C-25178 - Authorize an Amendment to City Secretary Contract No. 33979 with the City of Mansfield for Detention Services

The City Council approved the following recommendation: Authorize an Amendment to City Secretary Contract No. 33979 With the City of Mansfield for Detention Services.

17. M&C C-25179 - Authorize Execution of a Terminal Building Office Lease Agreement for Suite 210 with Check-6 Training Systems, Inc., at Fort Worth Meacham International Airport.

The City Council approved the following recommendation: Authorize the Execution of a Terminal Building Office Lease Agreement for Suite 210 With Check-6 Training Systems, Inc., at Fort Worth Meacham International Airport.

18. M&C C-25180 - Authorize Execution of Change Order No. 3 in the Amount of \$57,704.30 for a Total Contract Amount of \$1,835,191.30 to City Secretary Contract No. 39624 with Burnsco Construction, Inc., for Sanitary Sewer Rehabilitation Contract LXX (70), Part 4 on Monticello Drive, Potomac Avenue, Williamsburg Lane and West Jarvis Street.

The City Council approved the following recommendation: Authorize Execution of Change Order No. 3 in the Amount of \$57,704.30 for a Total Contract Amount of \$1,835,191.30 to City Secretary Contract No. 39624 With Burnsco Construction, Inc., for Sanitary Sewer Rehabilitation Contract LXX (70), Part 4 on Monticello Drive, Potomac Avenue, Williamsburg Lane and West Jarvis Street.

19. M&C C-25181 - Authorize Execution of a Contract in the Amount of \$882,189.10 with Wright Construction Co., Inc., for Walsh Ranch Sewer Main Extension, Phase 1C to Serve Walsh Ranch.

The City Council approved the following recommendation: Authorize Execution of a Contract in the Amount of \$882,189.10 With Wright Construction Co., Inc., for Walsh Ranch Sewer Extension, Phase 1C.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS -1827 - Notice of Claims for Alleged Damages and/or Injuries

End of Consent Agenda.

B. Purchase of Equipment, Materials, and Services - Consent Items (Removed from Consent for Individual Consideration)

2. M&C P-11290 - Authorize Purchase Agreements with Master Meters, Inc., Bader Meter, Inc., and Aqua Metric Sales Company for Water Meters for the Water Department for a Combined Amount of \$900,000.00 for the First Year.

The recommendation was that the City Council Authorize Purchase Agreements With Master Meters, Inc., LLC, Bader Meter, Inc., and Aqua Metric Sales Company for Water Meters for the Water Department for a Combined Amount of \$900,000.00 for the First Year.

City Secretary Hendrix advised that the word *Bader* should be corrected to read *Badger* throughout Mayor and Council Communication No. P-11290.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. P-11290 be approved as amended. The motion carried unanimously nine (9) ayes to zero (0) nays.

C. Land - Consent Items (Removed from Consent for Individual Consideration)

3. M&C L-15246 - Authorize Conveyance of an Easement to Oncor Electric Delivery for Electrical Equipment and Appurtenances for the Kimbell Art Museum on City Property Located at 3333 Camp Bowie Boulevard.

The recommendation was that the City Council Authorize the Conveyance of an Easement to Oncor Electric Delivery for Electrical Equipment and Appurtenances to the Kimbell Art Museum on City Property Located at 3333 Camp Bowie Boulevard, Described as a Tract of Land Situated in the John P. Montgomery Survey, Abstract No. 1030, City of Fort Worth, Tarrant County, Texas, and Being a Portion of Lot 1, of the Kimbell, an Addition to the City of Fort Worth, Texas; and Authorize the Execution and Recording of Necessary Documents to Complete the Conveyance.

Council Member Scarth advised he had filed a Conflict of Interest Affidavit with the City Secretary's Office and would abstain from voting on this item.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. L-15246 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with one (1) abstention by Council Member Scarth.

E. Award of Contract - Consent Items (Removed from Consent for Individual Consideration)

5. M&C C-25167 - Authorize Execution of an Encroachment Agreement with XTO Energy Inc., for the Installation of a High Density Polyethylene Duct for Fiber Optic and Copper Cable Within the Public Right-of-Way Along the Southern Side of West Seventh Street from Calhoun Street to Grove Street.

The recommendation was that the City Council Authorize Execution of an Encroachment Agreement With XTO Energy, Inc., for the Installation of a High Density Polyethylene Duct for Fiber Optic and Copper Cable Within the Public Right-of-Way Along the Southern Side of West Seventh Street From Calhoun Street to Grove Street.

Council Member Scarth advised he had filed a Conflict of Interest Affidavit with the City Secretary's Office and would abstain from voting on this item.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25167 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with one (1) abstention by Council Member Scarth.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Update on Presentation of the 2011 Employee Food Drive Results

Mayor Price announced that the food bank received another donation from City employees that significantly increased the total from the last report. She congratulated the City employees for a successful food drive.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Member Burns announced that he and Council Member Shingleton attended the Historic Fort Worth Annual Preservation Awards Ceremony. He stated that the City of Fort Worth received an award for the restoration of the Al Hayne Monument, located on Lancaster and Main Street. He also recognized the many other awards recipients for restoration in District 9. He also advised that Ms. Maribell Chavez, Engineer, Texas Department of Transportation, and Mr. Bob Simpson, former Chairman, XTO Energy, were the recipients of the Preservation Achievement Award. He also announced he attended the Downtown Fort Worth, Inc., Trailblazers Award Ceremony and advised that the City of Fort Worth received an award for the Hyde Park Transit Plaza and read the numerous other awards and recipients that were also presented at the ceremony. He also announced that a Back to

(X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF #1 Continued)

School Celebration would be held at Greenbriar Community Center on September 24, 2011, from 12:00 p.m. to 4:00 p.m., and stated the event would feature archery, fishing lessons, inflatable games and live music. Council Member Burns recognized his appointee, James Marshall, who was in the audience, and praised him for his work on the Parks and Community Advisory Board.

Council Member Scarth announced the “Best is Yet to Come” event, sponsored by Score A Goal in the Classroom and many other organizations, was held on September 17, 2011, and was a great success. He stated the purpose of the event was to read and mentor to children and added that local school Superintendents and businesses were also honored for their commitment to literacy. He also announced that Cowtown Cruisin’ for a Cure was held on September 17, 2011, and stated the event promoted prostate cancer awareness and early screening. He stated that 500 cars were on display and added he hoped lives were saved by early cancer screening at the event.

Council Member Shingleton announced that Jazz by the Boulevard had grown and was renamed the Fort Worth Music Festival. He stated that the festival would be held September 30, 2011, through October 1, 2011, and would feature 20 bands, food and family fun.

Council Member Hicks announced the second annual Tarrant County Harambee Festival in the historic Evans Avenue Plaza of Terrell Heights and would be held on October 1, 2011, from 9:00 a.m. to 8:00 p.m. She stated the event would feature a parade, wellness booth, food and live entertainment and added for more information to contact 817-392-8808.

Mayor Price expressed appreciation to the Eastside Sector and everyone who participated in the “Ride with the Mayor” bicycling event at Texas Wesleyan University. She announced the next “Ride with the Mayor” event would be held on October 29, 2011, at the Naval Air Station Joint Reserve Base Fort Worth.

2. Recognition of Citizens

There were no citizens recognized at this time.

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Zimmerman, that Betty Story, Place 3, Jay Sabatucci, Place 5 and Charlsye Lewis, Place 7 be reappointed to the Animal Shelter Advisory Committee with terms expiring on October 1, 2013. The motion carried unanimously nine (9) ayes to zero (0) nays.

(XI. PRESENTATIONS BY THE CITY COUNCIL #1 Continued)

- Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Robert "Bob" Kelly, Alternate 11 be reappointed to the City Plan Commission with the term expiring on October 1, 2013. The motion carried unanimously nine (9) ayes to zero (0) nays.
- Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Henry Borbolla, Place 1, Nina Petty, Place 5 and James Richards, Place 7 be reappointed to the Downtown Design Review Board with terms expiring on October 1, 2013. The motion carried unanimously nine (9) ayes to zero (0) nays.
- Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Matthew Carter be reappointed to the Downtown Design Review Board with the term expiring on October 1, 2013. The motion carried unanimously eight (8) ayes to zero (0) nays and one (1) abstention by Mayor Price.
- Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that James Samuel Grief be reappointed to the Tarrant County 911 Emergency Assistance District Board with the term expiring on April 1, 2013. The motion carried unanimously nine (9) ayes to zero (0) nays.
- Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Zimmerman, that Marie B. Love, Place 2 be appointed to the Capital Improvements Plan Advisory Committee with no expiration term. The motion carried unanimously nine (9) ayes to zero (0) nays.

2. Council Proposal No. 287 - Waiver of All City Fees Related to the Development and Construction of the 9/11 Tribute Exhibit at the Fort Worth Museum of Science and History

- Motion: Council Member Shingleton made a motion, seconded by Council Member Hicks, to suspend the rules for adoption of the Council Proposal. The motion carried unanimously nine (9) ayes to zero (0) nays.
- Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Council Proposal No. 287 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

XII. PRESENTATIONS AND/OR COMMUNICATIONS FROM BOARDS, COMMISSIONS AND/OR CITY COUNCIL COMMITTEES

1. Report by the Parks and Community Services Advisory Board

Richard Zavala, Director of Parks and Community Services introduced Sheila Hill, Chair of the Parks and Community Services Advisory Board.

(XII. PRESENTATIONS AND/OR COMMUNICATIONS FROM BOARDS, COMMISSIONS AND/OR CITY COUNCIL COMMITTEES #1 Continued)

Chairperson Hill spoke before the Council on their 2011 Annual Report, their concerns, issues, goals and accomplishments. She also recognized other members of the board and those that were present at the meeting.

Council Member Hicks recognized her appointee to the board, Ruth Tunstle, and requested the board pursue more grants to develop more park sites and pools throughout the City.

Mayor Price expressed appreciation to Ms. Hill and the Parks and Community Services Advisory Board members for their service and commitment to making the City a wonderful place to live, work and play.

City Secretary Hendrix advised that Council would move down the agenda to Agenda Item No. XVI. Report of the City Manager, to consider Mayor and Council Communication Nos. G-17384, G-17385 and G-17386.

2. M&C G-17384 - Conduct a Public Hearing and Adopt Ordinance Amending Section 12.5-340 of the City Code, Categories of Drainage Utility Rates by Revising Monthly Fees Assessed for the Municipal Drainage Utility System to be Effective January 1, 2012 (PUBLIC HEARING)

The recommendation was that the City Council Conduct a Public Hearing and Adopt an Ordinance Amending the Code of the City of Fort Worth (1986), as Amended, by the Amendment of Chapter 12.5, Section 12.5-340 "Categories of Drainage Utility Rates", Subsection (B), to Revise the Monthly Drainage Utility Fees Assessed.

Mayor Price opened the public hearing and asked if there was anyone present desiring to be heard.

a. Report of City Staff

Mr. Joe Komisarz, Senior Services Manager, Transportation Public Works Department, appeared before Council and provided a staff report.

b. Citizen Presentations

Ms. Amanda Bigbee, 300 Keller Parkway, Keller, Texas 76244, appeared before Council in opposition to Mayor and Council Communication No. G-17384 and stated that the Keller Independent School District (KISD) was against increasing the monthly fees assessed for the drainage utility system. She stated that the storm water utility fees charged to the school district have increased 263% over the last six (6) years. She stated that most of the school district's newest buildings have been located in Fort

(G-17384 Continued)

Worth. She further stated that the new construction had included environmental elements such as retention and detention ponds to assist with storm water runoff. She pointed out that the City had not provided any reduction in the fee for such buildings, despite their efforts to solve their own storm water issues. She also advised that KISD was in a financial crisis and had worked diligently to cut approximately \$14 million out of its current budget. She further advised that any increase in budgeted expenditures would have a negative impact on classroom instruction and services offered to students. On behalf of KISD, she requested the City not impose the 14% increase but also that the City reconsider the rates it charged to public school districts which pay those fees with tax payer money. She provided a handout of her comments to the Mayor and City Council.

Dr. Doug Wiersig, Director, Transportation and Public Works Department, advised that staff had been discussing options with KISD to determine what credits were available, to relative to the new construction, in order to offset the increase in rates and would continue those discussions.

Council Members Espino and Scarth stated the City had an excellent working relationship with KISD and encouraged staff to continue working with KISD to produce a solution that would benefit everyone.

c. Council Action

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman that the public hearing be closed and Mayor and Council Communication No. G-17384 be approved and Ordinance No. 19908-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

3. M&C G-17385 - Adopt Ordinance Revising Wholesale Water, Wastewater and Raw Water Service Rates and Amending Chapter 35 Water and Sewers, Article III Charges, Section 35-56 of the City Code.

The recommendation was that the City Council Adopt an Ordinance Amending the Code of the City of Fort Worth (1986), as Amended, Chapter 35 "Water and Sewers", Article III "Charges", Section 35-56, "Water and Sewer Rates Within the City" by Amending Subsections (g) Through (j); by Adding Subsection (k) With an Effective Date of Billing on or After November 1, 2011, for Usage of Flows From and After October 1, 2011, for Wastewater and Water.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. G-17385 be approved and Ordinance No. 19908-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

4. M&C G-17386 - Adopt Ordinance Revising Retail Water and Wastewater Rates and Charges for Volume Usage and Amending Sections 35-56 B, C and D, Article III Charges, of Chapter 35 Water and Sewers of the City Code, Effective January 1, 2012.

The recommendation was that the City Council Adopt an Ordinance Amending Section 35-56 (b), (c) and (d), Article III Charges of Chapter 35, "Water and Sewers", of the Code of the City of Fort Worth (1986), as Amended, by Revising and Adding Certain Volume Rates and Charges, Effective January 1, 2012.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth that Mayor and Council Communication No. G-17386 be approved and Ordinance No. 19910-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

(The City Council moved back up the agenda to Agenda Item No. XIII. Budget Hearing and proceeded with the regular order of the agenda.)

XIII. BUDGET HEARING

1. Hearing on Proposed Fiscal Year 2011-2012 Appropriation Ordinance, Debt Service Ordinance and Ad Valorem Tax Levy Ordinance

1. Report of City Staff

Mr. Horatio Porter, Budget Officer, City Manager's Office, appeared before Council and provided a staff report.

2. Citizen Presentations

Ms. Libby Willis, President, Fort Worth League of Neighborhoods, P.O. Box 3088, completed an "undecided" speaker card relative to the City Manager's proposed FY 2011-2012 Budget. She advised of the League's review of the proposed budget and their findings. She stated that the Fort Worth League of Neighborhoods was requesting a response to the following inquires prior to December 1, 2011, which was their next membership meeting. She provided a handout of her comments.

- How will the new \$95 million Police and Fire Training Center affect the ability to fund the construction of badly needed new roads and repairs throughout the City?
- What will happen to neighborhood services including new construction and repair of streets, storm water infrastructure maintenance, median maintenance; availability of swimming pools and libraries, code enforcement services and police and fire services?

(XIII. BUDGET HEARING Continued)

- Where can the League locate a report on the options for pension fund and capital project spending and how will those options affect neighborhood services?
- Where can the League locate a report on big picture municipal financial planning for neighborhood services as compared to capital projects to ensure that financial planning was occurring?

3. Council Action

Motion: Council Member Shingleton made a motion, seconded by Council Member Hicks, that the budget hearing and the tax rate public hearing be closed. The motion carried unanimously nine (9) ayes to zero (0) nays.

XIV. ORDINANCES

1. An Ordinance Setting Forth an Itemized Estimate of the Expense of Conducting Each Department, Division, and Office of the Municipal Government of the City of Fort Worth for the Ensuing Fiscal Year Beginning October 1, 2011, and Ending September 30, 2012, and Appropriating Money for the Various Funds and Purposes of Such Estimate; Providing for Public Hearings Upon This Ordinance Before The Entire City Council Sitting as a Committee of the Whole; and Providing a Severability Clause; and Providing a Savings Clause for the Repeal of All Ordinances and Appropriations in Conflict With the Provisions of This Ordinance; and Providing for the Publication and Final Passage Thereof

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Zimmerman, that Ordinance No. 19911-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

2. An Ordinance Setting Forth an Estimate of the Expense of the General Debt Service Fund of the Municipal Government of the City of Fort Worth for the Ensuing Fiscal Year Beginning October 1, 2011, and Ending September 30, 2012, and Appropriating Money for the General Debt Service Fund and Purpose of Such Estimate; Appropriating Money to Pay Interest and Principal Sinking Fund Requirement on All Outstanding General Indebtedness; Providing for Public Hearings Upon This Ordinance Before the Entire City Council Sitting as a Committee of the Whole; and Providing a Severability Clause; and Providing a Savings Clause for the Repeal of All Ordinances and Appropriations in Conflict With the Provisions of This Ordinance; and Providing for the Publication and Final Passage Thereof

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth, that Ordinance No. 19912-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

3. An Ordinance Providing for the Levy and Collection of an Annual Ad Valorem Tax on All Property, Real, Personal and Mixed, Situated Within the Territorial Limits of the City of Fort Worth, Texas, and All Personal Property Owned in Said City of Fort Worth, Texas, on the First Day of January, A.D. 2011, Except Such Property as May Be Exempt from Taxation By the Constitution and Laws of the State of Texas; and Providing a Severability Clause; and Providing a Savings Clause for the Repeal of All Ordinances in Conflict With the Provisions of This Ordinance; and Providing for the Publication and Final Passage Thereof.

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth, that revenue from the property tax rate be increase by the adoption of a tax rate of \$0.8550, which was effectively a 0.63 percent increased in the tax rate and that Ordinance No. 19913-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

XV. RESOLUTIONS

1. A Resolution of the City Council of the City of Fort Worth, Texas, Ratifying the Property Tax Revenue Increase Reflected in the Fiscal Year 2012 Budget, in Accordance with Section 102.007(c) of the Texas Local Government Code

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth, that Resolution No. 4023-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

Mayor Price, Mayor Pro tem Zimmerman, and Council Members Hicks, Jordan, Scarth, Burns and Espino all expressed appreciation to City staff for a job well done and another successful balanced budget. They expressed concerns about one (1) time solutions being used to balance the budget and reminded everyone that the tough economic times were not over and next year would also be a difficult budget year.

2. A Resolution in Support of a Nationwide Public Safety Broadband Network

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Espino, that Resolution No. 4024-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

XVI. REPORT OF THE CITY MANAGER

B. General

1. M&C G-17383 - Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the Capital Projects Reserve Fund by \$4,400,000.00, Authorize the Transfer of \$4,400,000.00 from the Capital Projects Reserve Fund to the New Equipment Purchases Fund for the Purpose of Funding Fiscal Year 2011 Fire Equipment Purchases and Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the New Equipment Purchases Fund by \$4,400,000.00.

(G-17383 Continued)

The recommendation was that the City Council Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Capital Projects Reserve Fund in the Amount of \$4,400,000.00, From Available Funds, for the Purpose of Transferring Said Funds to the New Equipment Purchases Fund for Fiscal Year 2011 Fire Equipment Purchases; Authorize the Transfer From the Capital Projects Reserve Fund to the New Equipment Purchases Fund for the Purchases; and Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the New Equipment Purchases Fund, From Available Funds, for the Purpose of Funding the Purchases.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. G-17383 be approved and Appropriation Ordinance Nos. 19914-09-2011 and 19915-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

5. M&C G-17387 - Approve Applications for Partial Approval of the Historic Site Tax Exemption for 1116 West Arlington Avenue, 1228 West Jessamine Street, 1601 South Adams Avenue, 2408 Harrison Avenue, 312 West Cannon Street, 1314 Alston Avenue, 1937 Fairmount Avenue and 1906 South Henderson Street.

The recommendation was that the City Council Approve the Applications From Multiple Property Owners for Partial Approval of the Historic Site Tax Exemption for 1116 West Arlington Avenue, 1228 West Jessamine Street, 1601 South Adams Avenue, 2408 Harrison Avenue, 312 West Cannon Street, 1314 Alston Avenue, 1937 Fairmount Avenue and 1906 South Henderson Street.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. G-17387 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

6. M&C G-17388 - Approve Verification of Historic Site Tax Exemptions for 1116 West Arlington, 1922 6th Avenue, 2343 Mistletoe Boulevard, 2228 Mistletoe Boulevard and 2120 Fairmount Avenue.

The recommendation was that the City Council Approve the Applications From Multiple Property Owners for Verification of the Historic Site Tax Exemption for 1116 West Arlington, 1922 6th Avenue, 2343 Mistletoe Boulevard, 2228 Mistletoe Boulevard And 2120 Fairmount Avenue.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. G-17388 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

7. M&C G-17389 - Adopt Ordinance Amending Chapter 2, Article I, Section 2-9 of the Fort Worth City Code to Increase the Threshold Amount of the City Manager's Public Works Change Order Authority from \$25,000.00 to \$50,000.00.

The recommendation was that the City Council Adopt an Ordinance Amending the Code of the City of Fort Worth, Texas (1986), as Amended, to Increase the Threshold Amount of the City Manager's Public Works Change Order Authority to be Administratively Approved to \$50,000.00 or Less by Amending Subsection (f) of Section 2-9, "Contract Execution; Amendments; Change Orders," Article I, "General," Chapter 2, "Administrative".

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth that Mayor and Council Communication No. G-17389 be approved and Ordinance No. 19916-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

8. M&C G-17390 - Adopt a Resolution Reappointing Kimberly Britton as Trustee to Place 11 on the Board of Trustees of the City of Fort Worth Employees' Retirement Fund.

The recommendation was that the City Council Adopt a Resolution Reappointing Kimberly Britton as Trustee to Place 11 on the Board of Trustees of the City of Fort Worth Employees' Retirement Fund for a Term Ending on August 31, 2013.

Motion: Council Member Jordan made a motion, seconded by Council Member Espino that Mayor and Council Communication No. G-17390 be approved and Resolution No. 4025-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

9. M&C G-17391 - Approve the Use of \$250,000.00 from Fort Worth Housing Finance Corporation Fund for Administrative Costs for the HOME Investment Partnerships Program and Community Development Block Grant Programs and Adopt Appropriation Ordinance.

The recommendation was that the City Council Approve the Use of \$250,000.00 From the Fort Worth Housing Trust Fund Portion of the Fort Worth Housing Finance Corporation Fund for Administrative Costs for the HOME Investment Partnerships Program and Community Development Block Grant Programs for the 2011-2012 Program Year; and Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Fort Worth Housing Finance Corporation Fund, From Available Funds, for the Purpose of Funding Administrative Costs for the Programs.

Motion: Council Member Hicks made a motion, seconded by Council Member Moss that Mayor and Council Communication No. G-17391 be approved and Appropriation Ordinance No. 19917-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

10. M&C G-17392 - Authorize Third Amendment to City Secretary Contract No. 32788 with the Fort Worth Botanical Society, Inc., to Provide for Construction of Accessibility Improvements to the Japanese Garden with City Participation in the Amount of \$250,000.00 from the Risk Management Fund, Accept Donation of Society's Contribution Toward Improvements Valued at Approximately \$350,000.00, Authorize Transfer of Funds and Adopt Appropriation Ordinance.

The recommendation was that the City Council Authorize the City Manager to Execute a Third Amendment to City Secretary Contract No. 32788 With the Fort Worth Botanical Society, Inc., to Allow the Fort Worth Botanical Society, Inc., to Award and Administer Contracts for the Construction of Accessibility Improvements to the Japanese Garden at the Fort Worth Botanic Garden With City Participation in the Amount of \$250,000.00 From the Risk Management Fund; Authorize the Transfer of \$250,000.00 From the Risk Management Fund to the Specially Funded Capital Projects Fund to Partially Cover Costs Associated With Accessibility Improvements to the Japanese Garden at the Fort Worth Botanic Garden; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Specially Funded Capital Projects Fund, From Available Funds, for the Project; and Upon Completion of Accessibility Improvements, Accept Donation of the Fort Worth Botanical Society, Inc.'s, Contribution to the Project, Which is Valued at Approximately \$350,000.00.

Council Member Shingleton expressed appreciation to the Fort Worth Botanical Society for their continued support of the Botanic Garden and stated that this gift exemplified their efforts to make the Japanese Garden the best in the Nation. He recognized members in the audience who had been vital to this process.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan that Mayor and Council Communication No. G-17392 be approved and Appropriation Ordinance No. 19918-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

11. M&C G-17393 - Authorize Acceptance and Recording of a Gift Deed from the Fort Worth Zoological Association for the Outdoor Learning Theater.

The recommendation was that the City Council Authorize the Acceptance and Recording of the Gift Deed From the Fort Worth Zoological Association for the Outdoor Learning Theater.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. G-17393 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

12. M&C G-17394 - Authorize Acceptance and Recording of a Gift Deed from the Fort Worth Zoological Association for the Special Event Restroom Building.

The recommendation was that the City Council Authorize the Acceptance and Recording of the Gift Deed From the Fort Worth Zoological Association for the Special Event Restroom Building.

Motion: Council Member Burns made a motion, seconded by Council Member Scarth that Mayor and Council Communication No. G-17394 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

13. M&C G-17395 - Conduct a Public Hearing and Adopt Ordinance Designating Tax Abatement Reinvestment Zone No. 76, City of Fort Worth, Texas, for Property Located at 2920 West Lancaster Avenue and 1020 Currie Street.) (PUBLIC HEARING)

The recommendation was that the City Council Hold a Public Hearing Concerning the Designation of Tax Abatement Reinvestment Zone No. 76, City of Fort Worth, Texas, for Property Located at 2920 West Lancaster Avenue and 1020 Currie Street; and Adopt an Ordinance Designating a Certain Area in the City of Fort Worth as “Tax Abatement Reinvestment Zone Number 76, City of Fort Worth, Texas”, Pursuant to and in Accordance With Chapter 312 of the Texas Tax Code.

Mayor Price opened the public hearing and asked if there was anyone present desiring to be heard.

(Council Member Jordan left his place at the dais.)

a. Report of City Staff

Mr. Robert Sturns, Economic Development Manager, Housing and Economic Development Department, appeared before Council and provided a staff report.

Council Member Burns advised that this item was an approximate \$41 M investment to the central city and also provided for much needed parking in the West 7th Street area.

Council Member Hicks requested clarification of what percentage was affordable housing and how many apartment units were in the area.

Mr. Sturns clarified that 10% was affordable housing which equaled 319 apartment units.

b. Citizen Presentations

There was no one present desiring to be heard in connection with the public hearing.

(G-17395 Continued)

c. Council Action

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman that the public hearing be closed and Mayor and Council Communication No. G-173295 be approved and Ordinance No. 19919-09-2011 be adopted. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Jordan absent.

C. Purchase of Equipment, Materials, and Services

1. M&C P-11297 - Authorize a Purchase Agreement with WatchGuard Video for In-Car Digital Video Recording Systems, Using a Houston-Galveston Area Council Contract for the Police Department for an Amount of \$779,980.00 for the First Year.

The recommendation was that the City Council Authorize a Purchase Agreement With Watchguard Video for In-Car Digital Video Recording Systems, Using a Houston-Galveston Area Council Contract Number EF04-11 for the Police Department for an Amount of \$779,980.00 for the First Year.

Motion: Council Member Burns made a motion, seconded by Council Member Scarth that Mayor and Council Communication No. P-11297 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Jordan absent.

D. Land

1. M&C L-15242 - Authorize Condemnation of Easement Interests in 0.115 Acres of Land for a Permanent Drainage Facility and 0.085 Acres of Land for Temporary Construction, Owned By Western Related Properties L.L.C., Located in Block 3, Lot 1-R, Deavers Addition, Also Known as 240 Nursery Lane for Scott-Sunset Drainage Improvements. (Continued from a Previous Meeting)

It was the consensus of the City Council that Mayor and Council Communication No. L-15242 be withdrawn from consideration.

2. M&C L-15242 - (Revised) Authorize Condemnation by Eminent Domain of Easement Interests in 0.115 Acres of Land for a Permanent Drainage Facility and 0.085 Acres of Land for Temporary Construction, Owned By Western Related Properties L.L.C., Located in Block 3, Lot 1-R, Deavers Addition, Also Known as 240 Nursery Lane for Scott-Sunset Drainage Improvements.

(L-15242 (Revised) Continued)

The recommendation was that the City Council Declare That the Negotiations Between the City and the Landowners to Acquire the Permanent Easement Interest in 0.115 Acre and Temporary Easement Interest in 0.085 Acre Owned by Western Related Properties, L.L.C., also Known as 240 Nursery Lane, Block 3, Lot 1R, Deavers Addition, City of Fort Worth, Tarrant County, Texas, Were Unsuccessful Due to the Inability to Agree on a Purchase Price; Declare the Necessity to Acquire Subject Property Through Condemnation by Eminent Domain for the Easement Interests Needed for Scott-Sunset Drainage Improvements; Authorize the City Attorney to Institute Condemnation by Eminent Domain Proceedings to Acquire the Easement Interests in the Property; and Authorize the Acceptance and Recording of Appropriate Instruments.

(Council Member Jordan returned to his place at the dais.)

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth that the Fort Worth City Council authorize the use of the power of eminent domain to acquire a 0.115 acre tract of land for a permanent drainage facility easement and a 0.085 acre tract of land for a temporary construction easement out of Block 3, Lot 1-R, Deavers Addition, also known as 240 Nursery Lane to be used for box culvert and inlet drainage improvements for the Scott-Sunset Major Drainage project and that Mayor and Council Communication No. L-15242 (Revised) be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

3. M&C L-15249 - Conduct a Public Hearing and Authorize the Use of a Portion of the Subsurface of Gateway Park for the Purpose of Installing an Eight-Inch Natural Gas Pipeline and Authorize the Execution of a License Agreement with Texas Midstream Gas Services, LLC, in the Amount of \$16,026.26. (PUBLIC HEARING)

The recommendation was that the City Council Conduct a Public Hearing Under the Guidelines set Forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; Find That No Feasible or Prudent Alternative Exists for the Use of Gateway Park South for the Location of the Proposed Natural Gas Pipeline; Find That the Proposed Natural Gas Pipeline Includes All Reasonable Planning to Minimize Harm to the Parkland and Including That the Pipeline Will be Constructed in Gateway Park Located at 751 Beach Street, Located East of Beach Street, North of I-30 Tom Landry Highway, South of First Street and West of Oakland Boulevard; Close the Public Hearing and Authorize the Use of Approximately 0.156 Acre of Dedicated Parkland of Gateway Park for the Installation of an Eight (8) Inch Natural Gas Pipeline; and Authorize the Execution of a License Agreement With Texas Midstream Gas Services, LLC, in the Amount of \$16,026.26.

Mayor Price opened the public hearing and asked if there was anyone present desiring to be heard.

(L-15249 Continued)

a. Report of City Staff

Mr. David Creek, Assistant Director, Parks and Community Services Department, appeared before Council and provided a staff report.

b. Citizen Presentations

There was no one present desiring to be heard in connection with the public hearing.

c. Council Action

Council Member Scarth advised this item was a complex solution developed to avoid running the pipeline down Carter Avenue.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman that the public hearing be closed and Mayor and Council Communication No. L-15249 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

Council Member Hicks expressed appreciation to Council Member Scarth for his support on this project. She stated this issue had been going on for a number of years and everyone was able to work out an agreement so the pipeline did not run through a neighborhood.

4. M&C L-15250 - Conduct a Public Hearing and Authorize the Use of a Portion of the Subsurface of Rosen Park for the Purpose of Installing a Ten Inch Natural Gas Pipeline and Authorize the Execution of a License Agreement with Texas Midstream Gas Services, LLC, in the Amount of \$23,633.98. (PUBLIC HEARING)

The recommendation was that the City Council Conduct a Public Hearing Under the Guidelines Set Forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; Find That No Feasible or Prudent Alternative Exists for the Use of Rosen Park for the Location of the Proposed Natural Gas Pipeline; Find That the Proposed Natural Gas Pipeline Includes All Reasonable Planning to Minimize Harm to the Parkland and Including That the Pipeline Will be Constructed in Rosen Park Located at 2200 McCandless Street, West of 23rd Street NW, North of Urbanview Street and North of the Terminus of Capri Drive and True Avenue; Close the Public Hearing and Authorize the Use of Approximately 0.23 Acre of Dedicated Parkland of Rosen Park for the Installation of a 10-Inch Natural Gas Pipeline; and Authorize the Execution of a License Agreement With Texas Midstream Gas Services, LLC, in the Amount of \$23,633.98.

Mayor Price opened the public hearing and asked if there was anyone present desiring to be heard.

(L-15250 Continued)

a. Report of City Staff

Mr. David Creek, Assistant Director, Parks and Community Services Department, appeared before Council and provided a staff report.

b. Citizen Presentations

There was no one present desiring to be heard in connection with the public hearing.

c. Council Action

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton that the public hearing be closed and Mayor and Council Communication No. L-15250 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

E. Planning & Zoning

1. M&C PZ-2957 - Consider Institution of the Annexation and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 3.3 Acres of Land Located North of Avondale-Haslet Road and East of US 287, AX-11-008, 2484 Avondale-Haslet Road.

The recommendation was that the City Council Institute and Consider the Adoption of an Ordinance Declaring Certain Findings; Providing for the Extension of Certain Boundary Limits of the City of Fort Worth; Providing for the Annexation of an Approximately 3.3 Acre Tract of Land Situated in the G. S. Rall Survey, Abstract Number 1801, also Known as Lot 22, Block 6 of the Haslet Heights Addition, Situated About 15.3 Miles North 18 Degrees West of the Courthouse, Tarrant County, Texas (Case No. Ax-11-008) Which Said Territory Lies Adjacent to and Adjoins the Present Corporate Boundary Limits of Fort Worth, Texas; Providing That the Territory Annexed Shall Bear its Pro Rata Part of Taxes; Providing That the Inhabitants Thereof Shall Have All the Privileges of All the Citizens of Fort Worth, Texas; Providing That This Ordinance Shall Amend Every Prior Ordinance in Conflict Herewith.

(The Council moved down the agenda to Agenda Item No. XVII. Zoning Hearing and Zoning Docket No. ZC-11-043 was moved up the Council agenda and considered under one (1) motion with Mayor and Council Communication No. PZ-2957.)

1. ZC-11-043 - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to: "E" Neighborhood Commercial (Recommended for Approval) (Continued from a Previous Meeting)

This item was continued from the August 23, 2011, Council meeting.

(PZ-2957 Continued)

Mr. Jeff Davis, representing the applicants, 550 Bailey Avenue, Suite 414, appeared before Council in support of both Mayor and Council Communication No. PZ-2957 and Zoning Docket No. ZC-11-043 and stated there were infrastructure problems relative to both of these items and requested both items be continued.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino that Mayor and Council Communication No. PZ-2957 and Zoning Docket No. ZC-11-043 be continued to the November 15, 2011, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

(The Council moved back up the agenda to Agenda Item No. XVI. Report of the City Manager and continued with the regular order of the agenda.)

F. Award of Contract

1. M&C C-25182 - Authorize Execution of Economic Development Program Agreement with Ferris Mfg. Corp. for the Relocation of Its Corporate Headquarters to 13301 Park Vista Boulevard.

The recommendation was that the City Council Authorize the Execution of an Economic Development Program Agreement With Ferris Mfg. Corp. for the Relocation of its Corporate Headquarters to 13301 Park Vista Boulevard.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. C-25182 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

2. M&C C-25183 - Authorize Execution of Tax Abatement Agreement with Frac Tech Services, LLC, for the Relocation of Its Industrial Pump Manufacturing Operations to Railhead Industrial Park.

The recommendation was that the City Council Authorize the City Manager to Execute a Tax Abatement Agreement With Frac Tech Services, LLC, for the Relocation of its Industrial Pump Manufacturing Operations to Railhead Industrial Park.

Council Member Jordan requested the City Attorney confirm that he did not have a conflict of interest on this item.

(C-25183 Continued)

City Attorney Fullenwider confirmed that there was no conflict of interest and advised that Council Member Jordan was able to vote on this item.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. C-25183 be approved. The motion carried eight (8) ayes to one (1) nay, with Council Member Jordan casting the dissenting vote.

3. M&C C-25184 - Authorize Execution of Tax Abatement Agreement with In-N-Out Burgers for the Construction of a Regional Support Facility at Centreport Business Park.

The recommendation was that the City Council Authorize the City Manager to Execute a Tax Abatement Agreement With In-N-Out Burgers for the Construction of a Regional Support Facility at Centreport Business Park.

Motion: Council Member Moss made a motion, seconded by Council Member Hicks that Mayor and Council Communication No. C-25184 be approved. The motion carried seven (7) ayes to two (2) nays, with Mayor Pro tem Zimmerman and Council Member Jordan casting the dissenting votes.

4. M&C C-25185 - Authorize Execution of a Contract in the Amount of \$1,984,563.60 with Conatser Construction TX, LP, for Pavement Reconstruction and Water Main Replacement on Portions of Fifth Avenue and Willing Avenue and Construction of a Chicane on West Cantey Street and Adopt Appropriation Ordinance.

The recommendation was that the City Council Authorize the Transfer of \$561,041.00 From the Water Operating Fund to the Water Capital Projects Fund; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Water Capital Projects Fund, From Available Funds, for the Purpose of Funding Pavement Reconstruction and Water Main Replacement on 5th Avenue, From West Lowden Street to West Cantey Street; West Cantey Street, From Cleburne Road to 5th Avenue; Willing Avenue, From West Cantey Street to West Roberts; and 5th Avenue, From Lilac Street to West Allen Avenue; and Authorize the Execution of a Contract With Conatser Construction TX, LP, in the Amount of \$1,984,563.60, for Pavement Reconstruction, Water Main Replacement and Construction of a Chicane on West Cantey Street for the Traffic Management Program.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. C-25185 be approved and Appropriation Ordinance No. 19920-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

5. M&C C-25186 - Authorize Execution of Amendment No. 3 to City Secretary Contract No. 37796 for the Parts Distribution and Service Centers Contract with AutoZone Texas, LP, to Extend the Contract Term No Later Than December 31, 2011 and Amend the Authorization for Parts, Pricing and Delivery with Western States Contracting Alliance.

The recommendation was that the City Council Authorize the City Manager to Execute Amendment No. 3 to City Secretary Contract No. 37796 for the Parts Distribution and Service Centers Contract With AutoZone Texas, LP, to Extend the Contract Term No Later Than December 31, 2011, and Amend Authorization for the Provision of Parts, Pricing and Delivery With Western States Contracting Alliance.

Motion: Council Member Jordan made a motion, seconded by Council Member Burns that Mayor and Council Communication No. C-25186 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

6. M&C C-25187 - Authorize Execution of Change Order No. 1 to City Secretary No. 38677 with The Fain Group, Inc., in the Amount of \$571,986.73, for Additional Improvements at Cobb Park.

The recommendation was that the City Council Authorize the Execution of Change Order No. 1 to City Secretary Contract No. 38677 With The Fain Group, Inc., in the Amount of \$571,986.73 for Additional Park Improvements at Cobb Park.

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. C-25187 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

XVII. ZONING HEARING

Mayor Price opened the public hearing.

2. ZC-11-050 - TP Development, LLC, 8809-8851 S. Normandale Street; from: "R2" Townhouse/Cluster to: "C" Medium Density Multifamily (Recommended for Approval) (Continued from a Previous Meeting)

This item was continued from the September 13, 2011, Council meeting.

Ms. Brandy O'Quinn, 2801 Willing Avenue, completed a speaker card in support of Zoning Docket No. ZC-11-050, but did not wish to address the City Council.

(ZC-11-050 Continued)

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino that Zoning Docket No. ZC-11-050 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

3. ZC-11-052 - Mitchell, Mitchell, & Mitchell Partners, LTD., 12700 block of Private Road 4716; from: Unzoned and "FR" General Commercial Restricted to: "K" Heavy Industrial (Recommended for Approval) (Continued from a Previous Meeting)

This item was continued from the August 23, 2011, Council meeting.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton that Zoning Docket No. ZC-11-052 be continued until the October 25, 2011, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

4. ZC-11-060 - Thomas Blanton & Keystone Equity Partners, Generally bounded by Angle Avenue, Old Decatur Road, Loop 820 W., Meacham Airport, and Limestone Terrace; from: "C" Medium Density Multifamily, "I" Light Industrial, "J" Medium Industrial, "K" Heavy Industrial, and "PD-847" Planned Development for all uses in "J" plus biodiesel fuel processing to: "PD/K" Planned Development for "K" Heavy Industrial plus rolling mills, rock, cement crushers; wholesale storage of petroleum products; paper and pulp manufacture; oil drilling and production; manufacture of heavy rubber products, recycling center, household hazardous wastes or waste tire facility, recyclable materials for transportation at transfer stations, storage processing, bailing or reclamation of paper, glass, wood, metals, plastic rags, junk, concrete, asphalt and other materials and materials recovery facilities and recycling centers; composting for yard and wood wastes, municipal solid waste, and/or sludge at composting facilities; collection and storage of household hazardous wastes; and processing and storage of scrap tires at waste tire facilities. A site development plan shall be provided for administrative review by the Planning & Development Department for recycling and other uses per Section 4.305(D) of the Comprehensive Zoning Ordinance; a site plan waiver recommended for other uses. The following uses are prohibited: gambling facilities, circus, sexually oriented businesses.(Recommended for Approval) (Continued from a Previous Meeting)

This item was continued from the September 13, 2011, Council meeting.

Mr. Jim Schell, 901 Fort Worth Club Building, appeared before Council in support of Zoning Docket No. ZC-11-060 and stated that the applicant amended the request to specifically prohibit the following uses:

(ZC-11-060 Continued)

1. Night clubs and massage parlors
2. Adult entertainment-sexually oriented business
3. Hazardous waste disposal including Household Hazardous Waste
4. Halfway house
5. Horse, dog or automotive racing
6. Disposal, dumping or reducing of offal or deal animals
7. Packing plant
8. Poultry killing or dressing
9. Cotton gin, cotton oil mill, bailing or compress
10. Circus
11. Gambling facilities
12. Paper and pulp manufacturing
13. Municipal waste landfill

Council Member Espino stated the Council was committed to working with the neighborhoods and that this area was for an industrial growth center which allowed for relocation of other industrial facilities. He stated this was in compliance with Northside Economic Development Plan and would provide for more consistent zoning in areas along Main Street. He also expressed appreciation to City staff and the neighborhood leaders and representatives for their support of this project.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton that Zoning Docket No. ZC-11-060 be approved as amended. The motion carried unanimously nine (9) ayes to zero (0) nays.

Council Member Hicks expressed appreciation to Council Member Espino for his hard work on this rezoning case and stated that a proposal for an industrial facility would be coming up in District 8 in the near future and stated that she had concerns about the project. She stated it was most important that these facilities be located in industrial areas and not next to residences and schools. She stated this was an important step for the City as a whole, as the facilities were needed but it was imperative that they were placed in responsible locations.

There being no one else present desiring to be heard in connection with the recommended changes and amendments to Zoning Ordinance No. 13896, Council Member Espino made a motion, seconded by Council Member Shingleton, that the hearing be closed and that the following ordinance be adopted:

ORDINANCE NO. 19921-09-2011

AN ORDINANCE AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF FORT WORTH, BEING ORDINANCE NO. 13896, AS AMENDED, SAME BEING AN ORDINANCE REGULATING AND RESTRICTING THE LOCATION AND USE OF BUILDINGS, STRUCTURES, AND LAND FOR TRADE, INDUSTRY, RESIDENCE AND OTHER PURPOSES, THE HEIGHT, NUMBER OF STORIES AND SIZE OF THE BUILDINGS AND OTHER STRUCTURES, THE SIZE OF YARDS AND OTHER OPEN SPACES, OFF-STREET PARKING AND LOADING, AND THE DENSITY OF POPULATION, AND FOR SUCH PURPOSES DIVIDING THE MUNICIPALITY INTO DISTRICTS AND THE BOUNDARIES THEREOF UPON "DISTRICT MAPS"; PURPOSE AND CONFLICT; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; AND PROVIDING FOR PUBLICATION AND NAMING AN EFFECTIVE DATE.

XVIII. CITIZEN PRESENTATIONS

Mr. Frank Pacheco, representing Clergy and Police Alliance (CAPA), 6933 Genevieve Drive, appeared before Council and expressed appreciation for the continued support of the Police Department and for Police Chief Jeff Halstead. They stated that they had dedicated several thousand hours of assistance during ride-alongs and on-scene assistance with the Police Department. They added that the Fort Worth Police Department was the best in the country.

Mayor Price and Council Member Jordan expressed appreciation to CAPA for the assistance that they provide the Police Department and the citizens.

Ms. Delores Newton, 4644 Lois Street, appeared before Council and stated that Dawson Geophysical Seismic Testing Company damaged her house and her neighbor's houses. She stated that the shaking and seismic testing caused cracks in her walls and had caused her cabinetry and flooring to separate. She stated that she contacted the company in question and they stated the damage to the house was caused by the drought conditions in the area. She stated that she had an engineer survey the damages to her house and the engineer determined that the seismic testing should not have occurred in such dry conditions. She stated that she had been advised that Council Members Hicks and Moss had toured the seismic testing area and had approved this testing.

Council Member Moss asked how many neighbors were affected.

Ms. Newton stated there were three (3) neighbors affected by the testing.

Council Member Hicks clarified that she did not go on a tour of seismic testing but her Council Aide did take a tour of the seismic testing area. She advised that a private company was performing the testing and it did not come before the Council for approval. She stated that she was not happy that she

(XVIII. CITIZEN PRESENTATIONS Continued)

was misrepresented in this matter. She referred Ms. Newton and her neighbors to Mr. Rick Trice, Assistant Director, Planning and Development Department for follow-up.

Council Member Moss clarified that he took a tour of a seismic testing area but did not approve this particular process and he was just trying to understand the testing process. He requested City Attorney Fullenwider clarify whether they could stop the testing.

City Attorney Fullenwider stated since this was a private matter between the neighbors and the Dawson Company, she suggested Ms. Newton contact the Dawson Company's insurance company to resolve the matter.

Mayor Price adjourned the regular session of the Fort Worth City Council into Executive Session at 11:58 a.m., in accordance with the requirement of the Open Meetings Law.

XIX. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

Present:

Betsy Price, Mayor
Council Member Salvador Espino, District 2
W. B "Zim" Zimmerman, Council Member District 3 and Mayor Pro tem
Danny Scarth, Council Member District 4
Frank Moss, Council Member District 5 (arrived at 12:24 p.m.)
Jungus Jordan, Council Member District 6
Carter Burdette, Council Member District 7
Kathleen Hicks, Council Member District 8
Joel Burns, Council Member District 9 (left at 12:25 p.m.)

City staff present during discussions:

Tom Higgins, Interim City Manager
Sarah Fullenwider, City Attorney
Marty Hendrix, City Secretary
Fernando Costa, Assistant City Manager
Karen Montgomery, Assistant City Manager (arrived at 12:25 p.m.)
Charles Daniels, Assistant City Manager
Susan Alanis, Assistant City Manager
Gerald Pruitt, Deputy City Attorney
Peter Vaky, Deputy City Attorney
Christa Reynolds, Senior Assistant City Attorney
Leann Guzman, Assistant City Attorney
Tyler Wallace, Assistant City Attorney

(XIX. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER) Continued)

Doug Black, Assistant City Attorney
Denis McElroy, Assistant City Attorney
Randle Harwood, Director of Planning and Development Department
Cynthia Garcia, Assistant Director of Housing and Economic Development Department
Brandon Bennett, Director of Code Compliance Department
Greg Simmons, Assistant Director of Transportation/Public Works Department

It was the consensus of the City Council that they recess into Executive Session at 12:13 p.m., to complete the agenda items as follows:

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code:
 - a. Legal issues related to City Secretary Contract Nos. 36877 and 36877-R1 (the Vaquero statue);
 - b. Legal issues concerning Wedgewood Park;
 - c. Legal issues concerning the Northside Service Center land acquisition; and
 - d. Legal issues concerning any item listed on today's City Council meeting agendas.
2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party; and
3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

Mayor Price adjourned the Executive Session of the Fort Worth City Council at 12:44 p.m.

Mayor Price reconvened back into regular session at 12:44 p.m.

XX. ADJOURNMENT

There being no further business, the meeting was adjourned at 12:44 p.m.



TO: The Honorable Mayor and City Council Members

FROM: Jungus Jordan, District 6 *JJ*

DATE: September 27, 2011

SUBJECT: Board and Commission Appointments

Below are the appointments for District 6 on various boards and commissions for consideration during the Council meeting on September 27, 2011, with terms to expire as reflected:

- Trey Harris, Appeals Board – to serve in the unexpired term of Donnie Nevels, expiring September 30, 2012
- Kenneth Williams, Building Standards Commission – to serve in the unexpired term of Trey Harris, expiring September 30, 2012

JUNGUS JORDAN

City Council District 6 ★ 1000 Throckmorton Street ★ Fort Worth, Texas 76102
(817) 392-8806 ★ FAX (817) 392-6187



To: The Honorable City Council Members
From: Council Member Burns
Date: September 27, 2011
Re: Reappointments to Various Boards and Commissions– District 9

Request your consideration to reappoint the below reflected individuals to the respective Boards/ Commissions/Committees as indicated. The effective date will be September 27, 2011 and all terms will expire on October 1, 2013.

- Marlene Beckman – Board of Adjustment- Commercial and Fort Worth Alliance Airport Board of Adjustment
- Victoria Bargas – Board of Adjustment-Residential
- Gaye Reed – City Zoning Commission and Fort Worth Alliance Airport Zoning Commission
- Robert Adams – Historic & Cultural Landmarks Commission
- Virginia Kluck – Library Advisory Board
- Melissa Konur – Urban Design Commission

Applications for Gaye Reed, Robert Adams and Virginia Kluck were provided by separate e-mail. The remaining applications are forthcoming and will be provided to you by separate mailing.



TO: The Honorable Mayor and City Council Members
FROM: Marty Hendrix, City Secretary
DATE: September 27, 2011
SUBJECT: Board and Commission Reappointments – District 7

Council Member Shingleton is requesting your consideration to reappoint the below individuals to their respective Board/Commission/Committee. Effective date of reappointments is September 27, 2011, with expiration dates as reflected in parenthesis.

Marty Craddock	Appeals Board (September 30, 2013)
William P. Cranz	Aviation Advisory Board (October 1, 2013)
James Hill	Board of Adjustment-Commercial & Fort Worth Alliance Airport Board of Adjustment (October 1, 2013)
Wade Chappell	Board of Adjustment-Residential (October 1, 2013)
James Weitholter	City Plan Commission & Capital Improvements Advisory Committee for Transportation Impact Fees (October 1, 2013)
Nick Genua	City Zoning Commission & Fort Worth Alliance Airport Zoning Commission (October 1, 2013)
Larry Crockett	Community Development Council (October 1, 2013)
Kelly Owen-Pacleb	Historic & Cultural Landmarks Commission (October 1, 2013)
Linda Christie	Parks & Community Services Advisory Board (October 1, 2013)
Jack Summerford	Urban Design Commission (October 1, 2013)


Marty Hendrix, TRMC/MMC
City Secretary



TO: The Honorable Mayor and City Council Members

FROM: Marty Hendrix, City Secretary

DATE: September 27, 2011

SUBJECT: Board and Commission Appointment – District 7

Council Member Shingleton is requesting your consideration to appoint Mr. Barry G. Wallis to Place 7 on the Library Advisory Board, replacing Ms. Jane Summerford. Mr. Wallis' appointment will be effective October 1, 2011, and his term will expire on October 1, 2013.

Mr. Wallis' application was sent to each Council Member electronically for review and the original copy will be maintained by the City Secretary's Office.

Marty Hendrix, TRMC/MMC
City Secretary

City Secretary's Office

City of Fort Worth ★ 1000 Throckmorton Street ★ Fort Worth, Texas 76102

(817) 392-6150 ★ FAX (817) 392-6196

To the Mayor and Members of the City Council

September 27, 2011

Page 1 of 1

**SUBJECT: REVIEW OF NEIGHBORHOOD EMPOWERMENT ZONE TAX ABATEMENT FOR PROPERTY LOCATED AT 4840 BRYANT IRVIN COURT**

The purpose of this Informal Report is to provide City Council with information regarding a proposed Neighborhood Empowerment Zone (NEZ) commercial tax abatement.

Chapter 378 of the Texas Local Government Code provides that a municipality can offer an abatement of municipal property taxes for properties located in a NEZ.

4840 Bryant Irvin Court

Aubrey E. Morris, III and Laura F. Morris (Property Owners) are the owners of the property described as Lot 11-R2, Ridglea Park Addition, an Addition to the City of Fort Worth, Tarrant County, Texas, according to the Plat recorded in Volume 388-178, page 56, of the Deed Records of Tarrant County, Texas, at 4840 Bryant Irvin Court, Fort Worth, Texas 76107. The property is located within the Ridglea Village/Como NEZ and Council District 3.

The Property Owners plan to invest an estimated \$1,001,000.00 to construct a medical/dental office (Project) that will be approximately 5,000 square feet. The Housing and Economic Development Department reviewed the application and certified that the Project met the eligibility criteria to receive a NEZ municipal property tax abatement.

The Property Owners applied for a five-year municipal property tax abatement under the NEZ Tax Abatement Policy and Basic Incentives (Resolution No. 3986, 05-2011). The municipal property tax on the improved value of the medical and dental office structure after construction is estimated at \$8,558.55 per year, for a total of \$42,792.75 over the five-year period. However, this estimate may differ from the actual tax abatement value, which will be calculated based on the Tarrant Appraisal District appraised value of the property.

In the event of a sale of this property the tax abatement agreement may be assigned to a new owner with City Council approval, only if the new owner meets all of the eligibility criteria as stated in the NEZ Tax Abatement Policy and Basic Incentives.

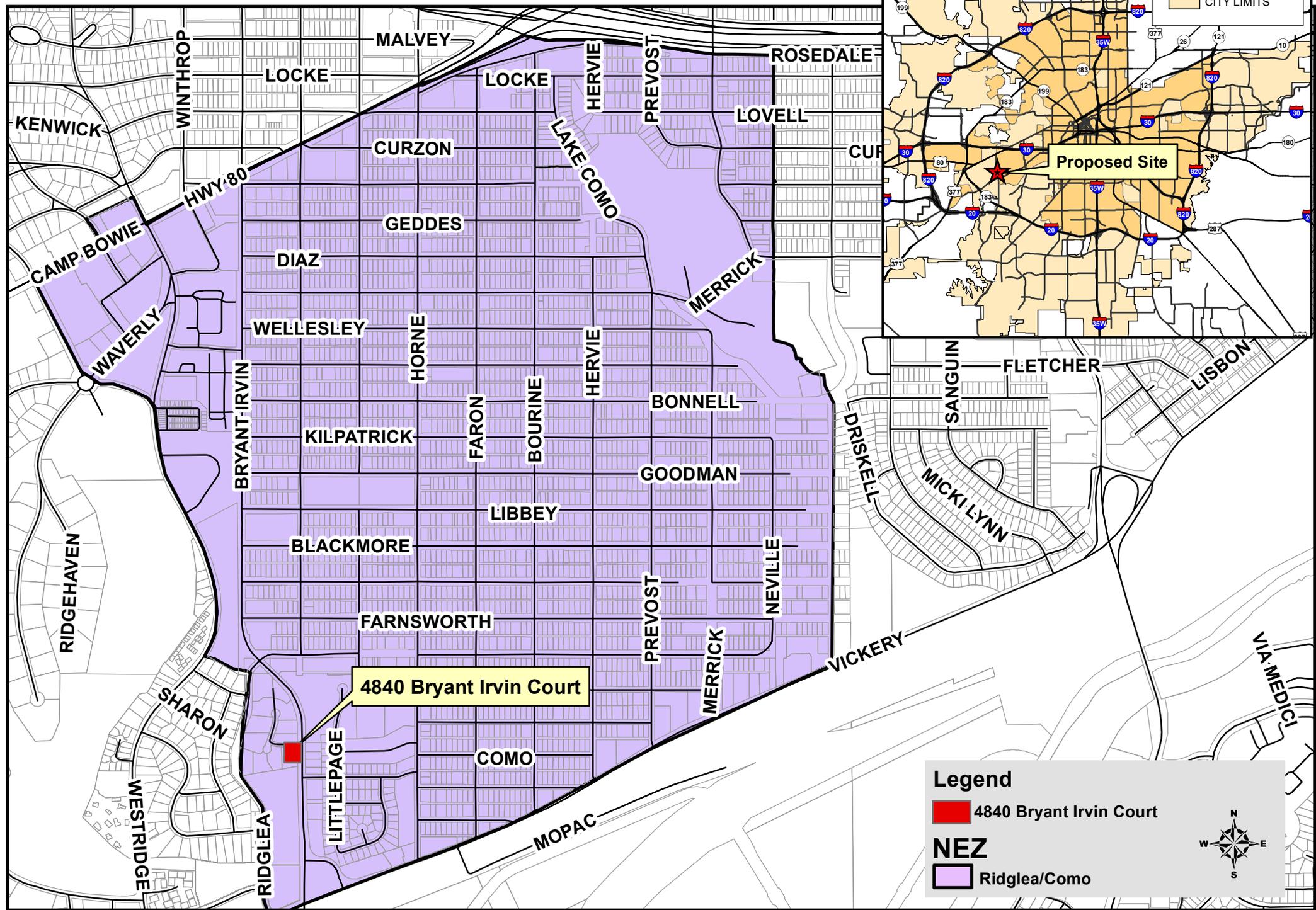
Staff recommends proceeding with placing the tax abatement on the October 4th, City Council agenda for consideration by City Council. If you should have any questions regarding this information please contact Cynthia Garcia, Assistant Director, Housing and Economic Development Department at 817-392-8187.

Tom Higgins
Interim City Manager

Attachments: Map & Elevations

4840 Bryant Irvin Court

Council District 3 Ridglea/Como NEZ



4840 Bryant Irvin Court

Legend

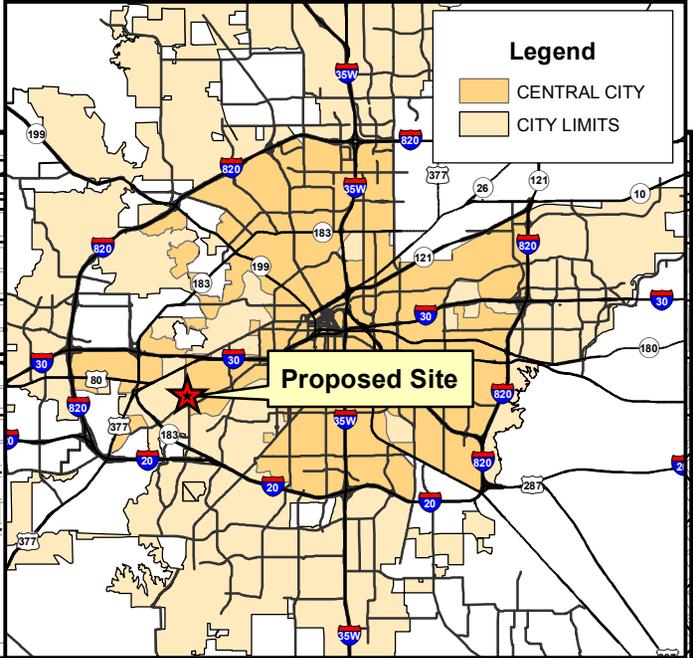
- 4840 Bryant Irvin Court
- NEZ
- Ridglea/Como



Legend

- CENTRAL CITY
- CITY LIMITS

Proposed Site





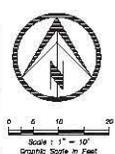
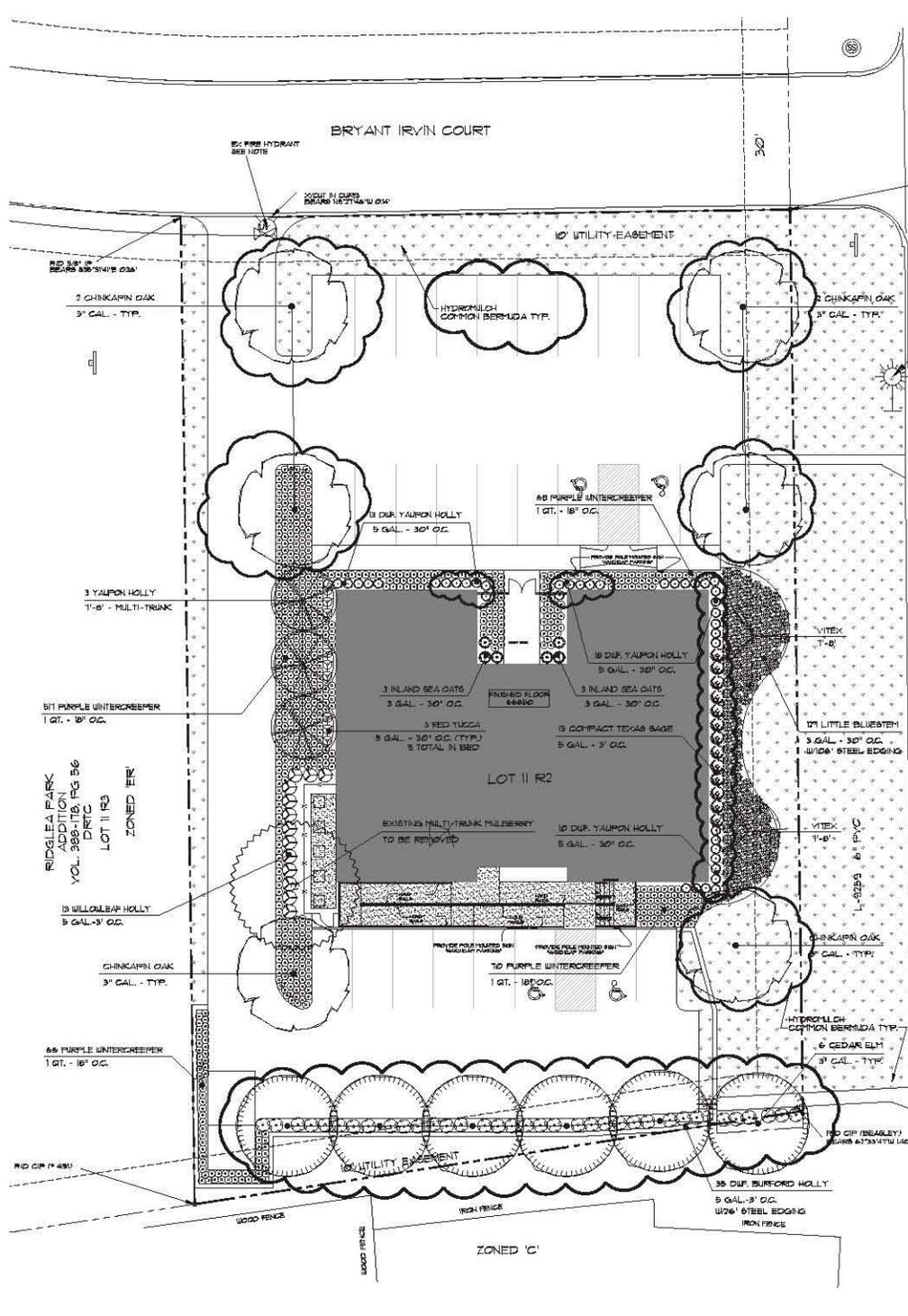
NEW PROFESSIONAL BUILDING FOR
TRES MORRIS, D.D.S. AND LAURA MORRIS, M.D.



**Hahnfeld
Hoffer
Stanford**

architects
planners
interiors

1425 8th Avenue
Fort Worth, Texas 76104
817.921.5928
fax 817.429.9336



Landscape

Qty	Symbol	Common Name	Botanical Name	Plant Size
6	(Symbol)	Elm, Cedar	Ulmus crassifolia	3\" Gal.
2	(Symbol)	Vibex	Agave coarctata	7-8\"
5	(Symbol)	Holly, Yaupon	Ilex vomitoria	7-8\"
6	(Symbol)	Oak, Chinkapi	Quercus muhlenbergii	3\" Gal.

Qty	Symbol	Common Name	Botanical Name	Plant Size
41	(Symbol)	Holly, Dwarf Yaupon	Ilex vomitoria nana	5 Gallon
18	(Symbol)	Boxwood, Compact Texas	Leucocorymbus hololeuca 'Compactus'	5 Gallon
4	(Symbol)	Red Yucca	Hesperaloe parviflora	5 Gallon
35	(Symbol)	Holly, Dwarf Burford	Ilex cornuta 'Burfordiana'	5 Gallon

Qty	Symbol	Common Name	Botanical Name	Plant Size
18	(Symbol)	Holly, Hillbush	Ilex cornuta 'Hillbush'	5 Gallon

Qty	Symbol	Common Name	Botanical Name	Plant Size
716	(Symbol)	Purple Wintercreeper	Euonymus fortunei 'Coloratus'	1 Gal.

Qty	Symbol	Common Name	Botanical Name	Plant Size
6	(Symbol)	Inland Sea Gate	Chamaenerium latifolium	3 Gal.
127	(Symbol)	Little Bluestem	Setchidium scoparium	3 Gal.

RND 3/8\"/>

LIGHT POLE

NOTES:

- 1. PRELIMINARY LAYOUTS SHALL BE SUBJECT TO THE LANDSCAPE ARCHITECT'S FINAL DESIGN AND SHALL BE SUBJECT TO THE CITY OF FORT WORTH'S FINAL REVIEW AND APPROVAL.
- 2. ALL LANDSCAPE PLANTINGS SHALL BE SUBJECT TO THE CITY OF FORT WORTH'S FINAL REVIEW AND APPROVAL.
- 3. ALL LANDSCAPE PLANTINGS SHALL BE SUBJECT TO THE CITY OF FORT WORTH'S FINAL REVIEW AND APPROVAL.
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- 10. ALL LANDSCAPE PLANTINGS SHALL BE SUBJECT TO THE CITY OF FORT WORTH'S FINAL REVIEW AND APPROVAL.

GENERAL SPECIFICATIONS:

1. ALL PLANTINGS SHALL BE SUBJECT TO THE LANDSCAPE ARCHITECT'S FINAL DESIGN AND SHALL BE SUBJECT TO THE CITY OF FORT WORTH'S FINAL REVIEW AND APPROVAL.

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LANDSCAPE CALCULATIONS:

TOTAL SITE AREA	10,000 SQ FT
REQUIRED BUFFER AREA	1,000 SQ FT
REQUIRED BUFFER PERCENTAGE	10%
REQUIRED BUFFER AREA	1,000 SQ FT
REQUIRED BUFFER PERCENTAGE	10%
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REQUIRED BUFFER PERCENTAGE	10%

BUFFERYARDS

1. BUFFERYARD REQUIRED ADJACENT TO ZONE ER.

2. BUFFERYARD REQUIRED ADJACENT TO ZONE ER.

3. BUFFERYARD REQUIRED ADJACENT TO ZONE ER.

4. BUFFERYARD REQUIRED ADJACENT TO ZONE ER.

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7. BUFFERYARD REQUIRED ADJACENT TO ZONE ER.

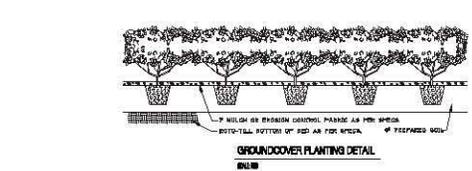
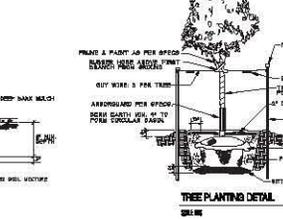
8. BUFFERYARD REQUIRED ADJACENT TO ZONE ER.

9. BUFFERYARD REQUIRED ADJACENT TO ZONE ER.

10. BUFFERYARD REQUIRED ADJACENT TO ZONE ER.

URBAN FORESTRY:

TOTAL SITE AREA	10,000 SQ FT
REQUIRED URBAN FORESTRY AREA	1,000 SQ FT
REQUIRED URBAN FORESTRY PERCENTAGE	10%
REQUIRED URBAN FORESTRY AREA	1,000 SQ FT
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REQUIRED URBAN FORESTRY PERCENTAGE	10%
REQUIRED URBAN FORESTRY AREA	1,000 SQ FT
REQUIRED URBAN FORESTRY PERCENTAGE	10%



NOTES (CHECKED) (IN DRAWING)

Hahnfeld Hoffer Stanford
 architects planners interiors
 200 Bailey Ave., Suite 200
 Fort Worth, Texas 76107
 817.921.5093
 fax 817.902.0692

CONSULTANTS

J. B. DAVIES
 CIVIL ENGINEER
 TEXAS REGISTRATION NO. XXX
 34042 SE LOOP 820
 FORT WORTH, TEXAS 76104
 TEL 817.335.3154
 FAX 817.335.3154

METRO
 STRUCTURAL ENGINEERING
 TEXAS REGISTRATION NO. F-5317
 905 N. LOOP 820, SUITE 507
 FORT WORTH, TEXAS 76107
 TEL 817.284.9556
 FAX 817.284.9575

BAIRD HAMPTON BROWN, INC.
 MECH/PLUMB/ELEC ENGINEER
 TEXAS REGISTRATION NO. F-000044
 6300 RIDGLEA PLACE, SUITE 700
 FORT WORTH, TEXAS 76116
 TEL 817.338.1077
 FAX 817.338.9245

THE LANDSCAPE ALLIANCE
 TEXAS REGISTRATION NO. 625
 951 W. PIPELINE RD, SUITE 410
 FORT WORTH, TEXAS 76053
 TEL 817.589.8509
 FAX 817.616.3344

2011



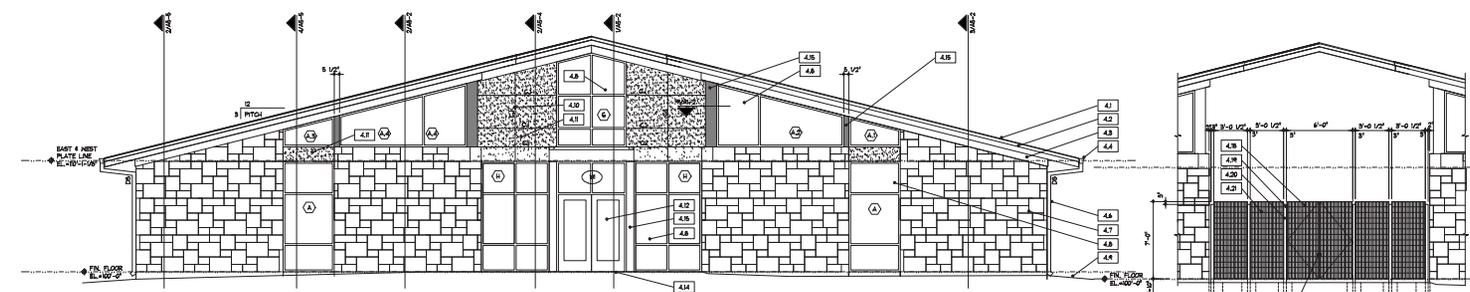
A NEW OFFICE BUILDING
DR. TRES MORRIS AND DR. LAURA MORRIS
RIDGLEA PARK ADDITION
FORT WORTH, TEXAS

PROJECT # 1880-03 MANAGER: JHM
 ISSUED FOR ADDITION NO. 2 DRAFTER: LCL
 DATE: 02 JULY 2011 CHECKED: PJS

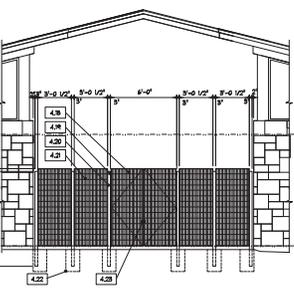
LANDSCAPE PLAN

REVISIONS:
 ADDENDUM NO. 2 - SHEET RE-SSUE 08/11

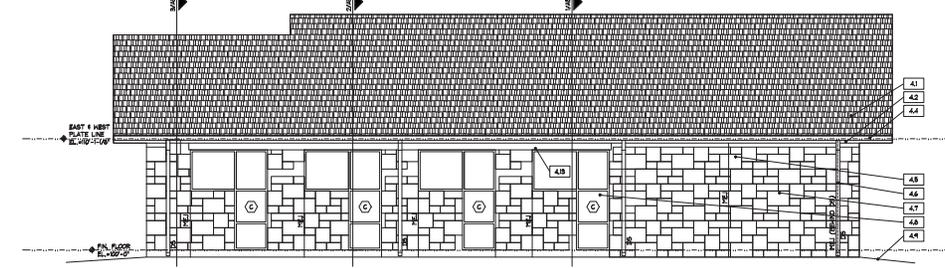
SHEET
L1.0
 OF 2 L SHEETS



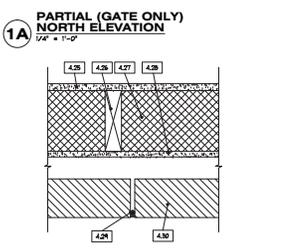
1 NORTH ELEVATION
1/4" = 1'-0"



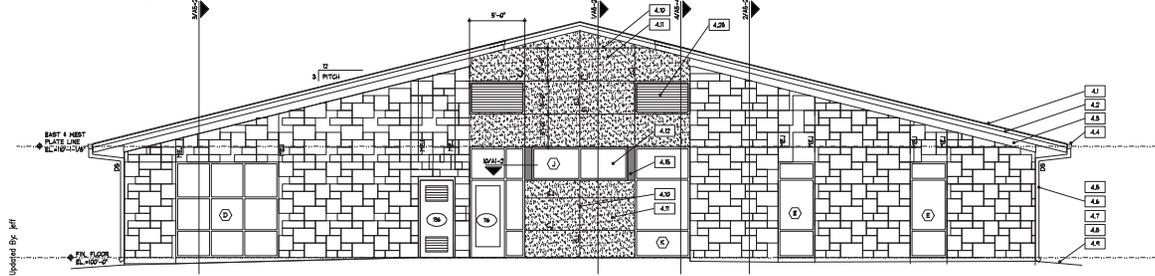
1A PARTIAL (GATE ONLY) NORTH ELEVATION
1/4" = 1'-0"



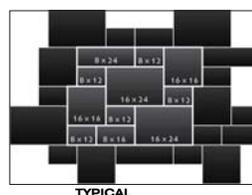
2 WEST ELEVATION
1/4" = 1'-0"



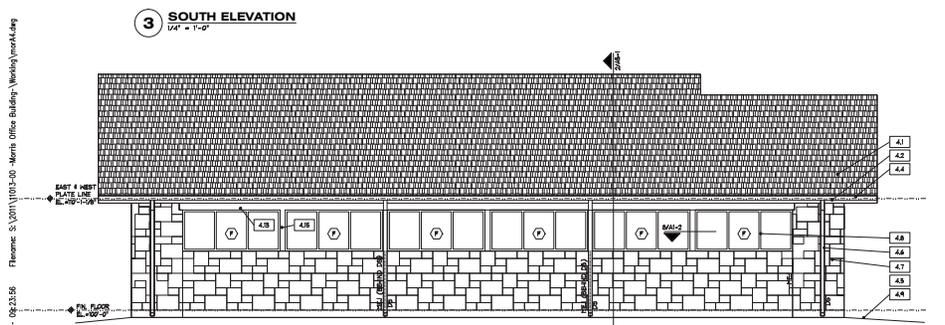
6 MASONRY EXPANSION JOINT AT VENEER
3" = 1'-0"



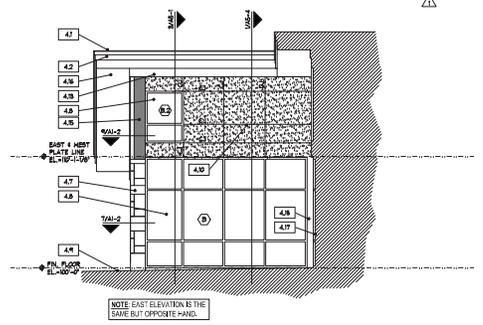
3 SOUTH ELEVATION
1/4" = 1'-0"



7 TYPICAL MASONRY PATTERN
1/4" = 1'-0"



4 EAST ELEVATION
1/4" = 1'-0"



5 COURTYARD WEST ELEVATION
1/4" = 1'-0"

NOTES (INDEXED [X] ON DRAWING)

- 4.1. ROOF SHINGLES AND UNDERLAMENT WORKING ON ROOF DECK SEE WALL SECTIONS.
- 4.2. PRIME & PAINTED CEMENT RAKE & FASION TRIM AS DETAIL.
- 4.3. PRIME & PAINTED CEMENT CLOSURE TRIM AS DETAIL.
- 4.4. PRE-FINISHED METAL GUTTER (PLANE/ANDOR PROFILE).
- 4.5. 3/8" INCH WIDE MASONRY EXPANSION JOINT (SEE TYPICAL DETAIL).
- 4.6. PRE-FINISHED METAL 4" INCH SQUARE (MESH) SEE TYPICAL DETAIL.
- 4.7. MASONRY VENEER.
- 4.8. FINISH GRADE AS PER CIVIL.
- 4.10. METAL CONTROL Joints WITH PLASTER COAT.
- 4.11. CEMENT PLASTER ON METAL LATH OVER MASONRY DAMPROOFING AND WEATHRING.
- 4.12. DOOR AS SCHEDULED.
- 4.13. PRIME & PAINTED CEMENT CLOSURE TRIM OVER WINDOW AS DETAIL.
- 4.14. EXTEND FLOOR SLAB BEFORE DOOR SING TO MATCH BRICKER FRAMES.
- 4.15. ALUMINUM BRAKE METAL CLOSURE TRIM TO MATCH BRICKER FRAMES.
- 4.16. PRIME & PAINTED CEMENT SOFFIT BOARD AS DETAIL.
- 4.17. LINE OF BUILDING IN SECTION.
- 4.18. GATE: CONSTRUCT FROM ALUMINUM BAR GRATING EQUAL TO MONROE QUALITY CLOSE MESH BAR GRATING, ALUMINUM TYPE 6061-T6, 3/8" X 1/2" SMOOTH, PRESS LOCK CONSTRUCTION, 1" X 3/4" BEARING BARS, 7/16" ON CENTER, RECTANGULAR CROSS BARS, 4" ON CENTER PROVIDE WITH 1/2" INCH ALUMINUM BRACING AT PERPENDICULAR.
- 4.19. STAINLESS STEEL GATE HINGE (3 PER LEAF).
- 4.20. HSS 3 X 3 X 3/16 PRIME & PAINTED STEEL POST SET INTO CONCRETE FOOTING.
- 4.21. FENCE PANEL: CONSTRUCT FROM ALUMINUM BAR GRATING EQUAL TO MONROE QUALITY CLOSE MESH BAR GRATING, ALUMINUM TYPE 6061-T6, 3/8" X 1/2" SMOOTH, PRESS LOCK CONSTRUCTION, 1" X 3/4" BEARING BARS, 7/16" ON CENTER, RECTANGULAR CROSS BARS, 4" ON CENTER PROVIDE WITH 1/2" INCH ALUMINUM BRACING AT PERPENDICULAR.
- 4.22. 16-INCH DIAMETER X 24-INCH DEEP CONCRETE FOOTING.
- 4.23. GATE LATCH AND CANE BOLTS BELOW.
- 4.24. ALUMINUM COVER TO MATCH FINISH OF STOREROOM ALUMINUM.
- 4.25. SYSTEM BOARD.
- 4.26. 2" X 4" FLOOR STUD AT 16-INCHES ON CENTER.
- 4.27. FOAM INSULATION.
- 4.28. WALL SHEATHING.
- 4.29. FLOOR BRIDGE ROD AND SEALANT CONTINUOUS.
- 4.30. MASONRY VENEER.

GENERAL ELEVATION NOTES

- A. PROVIDE THE APPROPRIATE CLOSURE AT GUTTER ENDS.
- B. METAL TRIM, GUTTERS, DOWNSPUTS AND COVER FLASHINGS CONSIDER TO VEW WILL BE PRE-FINISHED METAL.
- C. PROVIDE 1/4" MASONRY EXPANSION JOINTS AT INSIDE CORNERS, WHERE DOORS AND OTHER WALL PLANE NOT TO EXCEED 30'-0" O.C. REFER TO DETAIL 8/4-1.
- D. BRICK RID SHINGLE ROOF SHINGLES. ALTERNATE BID FOR STANDING SEAM 8/4-1.
- E. PROVIDE SEALANT AT TRIM TO TRIM & MASONRY TO TRIM JOINTS OR INTERSECTIONS.
- F. PROVIDE PRE-CAST CONCRETE SPLASH BLOCKS AT EXIST DOWNSPUTS.
- G. STRAP AND/OR DOWNSPUTS TO MASONRY 16'-0" O.C. ALONG STRAPS TO SAME ELEVATION.

MATERIAL LEGEND

- [Pattern] MASONRY VENEER
- [Pattern] CEMENT PLASTER
- [Pattern] ALUMINUM BRAKE METAL

REVISIONS

- 1. REVISION # 1

Hahnfeld Hoffer Stanford
architects planners interior

200 Bailey Ave., Suite 500
Fort Worth, Texas 76107
817.921.5928
fax 817.302.0692

CONSULTANTS

AGT, Inc.
civil engineers
5246 Spring Valley Way
Fort Worth, Texas 76132
817.302.3003

The Landscape Alliance
landscape architect
951 W. Pipeline Rd., Suite 1110
Ft. Worth, Texas 76033
817.589.8500
fax 817.589.8500

Metro Structural Consultants
structural engineers
328 N.E. Loop 820, Suite 505
Ft. Worth, Texas 76033
817.264.8833
fax 817.264.5075

Baird, Hampton & Brown, Inc.
mechanical/electrical/plumbing engineers
6200 Regatta Place, Suite 700
Fort Worth, Texas 76116
817.338.1277
fax 817.338.5245



**NEW PROFESSIONAL BUILDING FOR
TRES MORRIS, D.D.S. AND LAURA MORRIS, M.D.
BRYANT IRVIN COURT
FORT WORTH, TEXAS**

PROJECT # 104-42 MANAGER J.M.
DESIGNED BY CONSTRUCTION DOCS. DRAWN J.M.
DATE: 04 JUL 98 CHECKED J.M.

EXTERIOR ELEVATIONS

SHEET

A4-1
OF 1 A4 SHEETS

Jul 02, 2001 - 09:23:56 Filename: S:\001\1003-00 Morris Office Building - Working\work\4.dwg User: jfj



To the Mayor and Members of the City Council

September 27, 2011

Page 1 of 1

SUBJECT: FINANCIAL MANAGEMENT POLICY STATEMENT REQUIREMENT TO REVIEW BUDGET IMPACT ON EMPLOYEES' RETIREMENT FUND

On October 9, 2007, City Council approved M&C G-15919 which contained an amendment to the Financial Management Policy Statements (FMPS). The amendment added a requirement for an actuarial analysis to be performed on the compensation related items proposed in the annual budgets, which could have an effect on the Employees' Retirement Fund (ERF). Doug Anderson, Area Vice President with Gallagher Benefit Services, Inc. was asked to perform the analysis of the FY2012 proposed budget. City staff provided the information related to pay increases for all employees (3% across the board for General employees and contractual increases for Police and Fire employees), changes in staffing, and vacation buyback for eligible employees. Each of these items was analyzed separately then combined into an overall result.

According to Mr. Anderson's report, "The combined impact of the proposed budget changes has a very slight favorable impact on the Fund. While the amortization period increases slightly, the Unfunded Actuarial Accrued Liability and the Annual Required Contribution are both expected to decrease slightly. While there may be a slight favorable impact due to these budget changes, other variables that impact the Fund may make these results look small by comparison. For example, if investment returns in 2011 are significantly less than the assumed return of 8.25%, the resulting asset loss could be significantly larger than the small gain from the budget items."

Mr. Anderson's complete report is attached for your review. It has also been provided to Ruth Ryerson, Executive Director of the ERF, who will forward the information to their actuary. With the submission of this Informal Report, the requirements of Chapter XIV, Section A, item 4 have been fulfilled.

If you have any questions or need additional information, please contact Karen Montgomery, Assistant City Manager at (817) 392-6222 or Greg Jordan, Assistant Financial Management Services Director at (817) 392-8843.

**Tom Higgins
Interim City Manager**

Attachment



September 16, 2011

Ms. Karen Montgomery
 Assistant City Manager
 City of Fort Worth
 1000 Throckmorton
 Fort Worth, Texas 76102

Re: Cost Impact of Proposed 2011/2012 Budget on the Employees' Retirement Fund of the City of Fort Worth (the Fund)

Dear Karen:

The purpose of this letter is to provide information regarding the actuarial cost impact of proposed budget items on the Employees' Retirement Fund (the Fund). The proposed budget items that have an impact on the Fund include: (1) proposed pay increases for Municipal, Police, and Fire employees, (2) reductions and increases in positions, and (3) a vacation buy-back program for eligible employees. We have analyzed the impact of all three changes collectively, as well as individually.

The combined impact of the proposed budget changes has a very slight favorable impact on the Fund. While the amortization period increases slightly, the Unfunded Actuarial Accrued Liability and the Annual Required Contribution are both expected to decrease slightly. While there may be a slight favorable impact due to these budget changes, other variables that impact the Fund may make these results look small by comparison. For example, if investment returns in 2011 are significantly less than the assumed return of 8.25%, the resulting asset loss could be significantly larger than the small gain from the budget items.

If all three of the proposed budget changes are combined, the estimated impact would be as follows:

	Expected January 1, 2012 Valuation Results	Estimated Cost Impact of Proposed Change	Expected Results After Proposed Change
Unfunded Actuarial Accrued Liability (\$ Millions)	\$ 722.3	(\$ 4.4)	\$ 717.9
Combined Contribution Rate	28.38%	0.00%	28.38%
Annual Required Contribution (ARC)	<u>27.78%</u>	<u>0.04%</u>	<u>27.82%</u>
Excess / (Deficiency)	0.60%	(0.04%)	0.56%
Combined Contributions (\$ Millions)	\$ 108.0	(\$0.6)	\$ 107.4
Annual Required Contribution	<u>105.7</u>	<u>(0.4)</u>	<u>105.3</u>
Excess / (Deficiency)	\$ 2.3	(\$0.2)	\$ 2.1
UAAL Amortization Period (years)	27.1	0.2	27.3

The Unfunded Actuarial Accrued Liability would decrease by \$4.4 million due primarily to pay increases below the current assumed rates. The Annual Required Contribution (ARC) would decrease slightly in terms of dollars (\$0.4 million), but would increase as a percentage of payroll due to the lower expected total payroll. While the total ARC would decrease, the expected contributions would also decrease due to the reduction in anticipated payroll. The net effect is a \$0.2 million drop in the expected excess contributions available to pay the UAAL. This will increase the expected amortization period by 0.2 years and reduce the likelihood of the Fund issuing an Ad Hoc COLA.

Our results are based upon the participant data, actuarial assumptions, and plan provisions used by the Segal Company for the January 1, 2011 Actuarial Valuation. According to the Segal Company report, the January 1, 2011 valuation establishes the funding requirements for fiscal 2011-2012 (FY2012). The proposed changes in the budget would not impact the January 1, 2011 actuarial valuation. The changes instead would affect the January 1, 2012 valuation results which establish the funding requirements for fiscal 2012-2013 (FY2013).

Our study looks at the expected impact of the proposed changes on the expected Unfunded Actuarial Accrued Liability (UAAL), the Annual Required Contribution (ARC), the excess or deficiency of the actual contributions in relation to the ARC, and the UAAL amortization period as of January 1, 2012. Our projections are based on all other assumptions (aside from those established by the budget) being met after January 1, 2011. It does not reflect the possible impact of other events that may significantly change the future UAAL and ARC. Most notably, the 8.25% assumed investment return on the market value of assets seems highly unlikely to be met in 2011.

The baseline for the study is projections provided on page 23 of Segal's 2011 actuarial valuation report. The expected UAAL (on an Actuarial Value basis) as of January 1, 2012 is \$722.3M. The combined prescribed contribution rate (28.38%) is 0.60% higher than the ARC rate (27.78%). As a result, the expected amortization period of the UAAL is 27.1 years. This amortization period is within the range that would allow a 2% Ad Hoc COLA adjustment in 2013. However, since the amortization period would exceed 28.0 years after the Ad Hoc COLA adjustment, the Ad Hoc COLA would not be granted. If any budgeted change reduces the amortization period, and if all other assumptions are met, it may be possible that an Ad Hoc COLA could be granted in 2013.

The remainder of this letter describes the estimated impact of each of the three proposed budget items separately.

Proposed Pay Increases for Municipal, Police, and Fire Employees

Actuarial valuation results are based on numerous assumptions. A significant assumption is the rate of pay increase for each individual. The assumed individual salary increase rates consist of the sum of three rate components (i) 3.0% inflation, plus (ii) 1.75% productivity, plus (iii) step-rate/promotional increases.

We evaluated the cost impact of the following budgeted items:

- Municipal Employees - 3% across the board plus step increases when applicable.
- Police Employees - 3.25% general increase plus modified 2.5% and 5.0% increases at eligible anniversary dates.

- Fire Employees - 0.5% to 2.0% base pay increases depending on rank, plus annual step pay increases, plus longevity pay equal to 3% for those with 5-10 years of service and 6% for those with 10 or more years of service.

We have assumed the above pay increases will remain in effect for one year and will be followed thereafter by the assumed pay increases. We do not assume that future pay increases will be either larger or smaller to make up for the changes expected in FY2012. The results are summarized as follows:

	Expected January 1, 2012 Valuation Results	Estimated Cost Impact of Proposed Change	Expected Results After Proposed Change
Unfunded Actuarial Accrued Liability (\$ Millions)	\$ 722.3	(\$ 7.1)	\$ 715.2
Combined Contribution Rate	28.38%	0.00%	28.38%
Annual Required Contribution (ARC)	<u>27.78%</u>	<u>0.08%</u>	<u>27.86%</u>
Excess / (Deficiency)	0.60%	(0.08%)	0.52%
Combined Contributions (\$ Millions)	\$ 108.0	(\$1.7)	\$ 106.3
Annual Required Contribution	<u>105.7</u>	<u>(1.4)</u>	<u>104.3</u>
Excess / (Deficiency)	\$ 2.3	(\$ 0.3)	\$ 2.0
UAAL Amortization Period (years)	27.1	0.3	27.4

Based on our analysis, the proposed budget changes would result in a one-time actuarial gain to the Fund of \$7.1 million. However, the gain is amortized over a 30 year period and the annual total cost savings of \$1.4 million is offset by a \$1.7 million reduction in employee contributions to the Fund due to a lower total payroll. The reduction in excess contributions to fund the UAAL would increase the amortization period slightly. The change to the amortization period would reduce the likelihood of the Fund's ability to provide an Ad Hoc COLA in 2013.

Position Additions and Reductions

We evaluated the estimated cost impact on the Fund of increasing the number of Municipal positions by 79.75, the number of Police employee positions by 37, and the number of Fire employee positions by 4. We also evaluated the elimination of 20 Municipal employee positions. The total number of net new positions is 98.75. We assumed that the positions added would be 'average' positions in terms of service and age.

The Fund assumes that total payroll will grow by 3.5% per year. Total payroll growth comes from individual pay increases, plus new positions, offset by reductions in pay that occur when a retiring employee is replaced by an employee with less salary. The 3.5% total payroll growth assumption does not explicitly differentiate between replacement employee pay growth and new position pay growth.

Our analysis did attempt to determine the expected outgoing pay for retirees and the pay for replacement hires. The new hire pay information for the past year was provided by the City. Our analysis indicated that total payroll growth was very close to 3.5% when only considering replacement hires. Therefore, the results we summarize below for the net new additional

positions represent not only the expected impact of these additions, but also the total expected variance from the 3.5% total payroll growth assumption. A summary of results follows:

	Expected January 1, 2012 Valuation Results	Estimated Cost Impact of Proposed Change	Expected Results After Proposed Change
Unfunded Actuarial Accrued Liability (\$ Millions)	\$ 722.3	\$ 0.0	\$ 722.3
Combined Contribution Rate	28.38%	0.00%	28.38%
Annual Required Contribution (ARC)	<u>27.78%</u>	<u>(0.12%)</u>	<u>27.66%</u>
Excess / (Deficiency)	0.60%	0.12%	0.72%
Combined Contributions (\$ Millions)	\$ 108.0	\$1.2	\$ 109.2
Annual Required Contribution	<u>105.7</u>	<u>0.7</u>	<u>106.4</u>
Excess / (Deficiency)	\$ 2.3	\$ 0.5	\$ 2.8
UAAL Amortization Period (years)	27.1	(0.4)	26.7

Since the net new positions are new entrants to the Fund, there is in no addition to the UAAL. The ARC would increase in dollar amount. However, the addition of new payroll would result in larger contribution increases (\$1.2M) than the increase in the ARC (\$0.7). This increase in the amount of funding available to pay down the UAAL would reduce the amortization period slightly. An amortization period of 26.7 may be enough to trigger an Ad Hoc COLA in 2013.

Vacation Buy-Back Program

Under the buy-back program, Municipal employees are allowed to sell back up to 40 hours of vacation leave each year if they will have at least 120 hours left after their sell-back. Fire and Police employees are assumed not to be eligible to participate. We have assumed that 50% of Municipal employees will make the election to sell back service and that those making the election will elect to sell back 40 hours per year over their final three years of service. The result of the election is an assumed increase in pension earnings during the participants final three years of service. We have assumed that there is no reduction in credited service as a result of the sell-back. Results under this scenario are summarized as follows:

	Expected January 1, 2012 Valuation Results	Estimated Cost Impact of Proposed Change	Expected Results After Proposed Change
Unfunded Actuarial Accrued Liability (\$ Millions)	\$ 722.3	\$ 2.7	\$ 725.0
Combined Contribution Rate	28.38%	0.00%	28.38%
Annual Required Contribution (ARC)	<u>27.78%</u>	<u>0.10%</u>	<u>27.88%</u>
Excess / (Deficiency)	0.60%	(0.10%)	0.50%
Combined Contributions (\$ Millions)	\$ 108.0	\$0.0	\$ 108.0
Annual Required Contribution	<u>105.7</u>	<u>0.4</u>	<u>106.1</u>
Excess / (Deficiency)	\$ 2.3	(\$0.4)	\$ 1.9
UAAL Amortization Period (years)	27.1	0.3	27.4

Karen Montgomery
September 16, 2011

The effect of the sell back is an increase in retirement benefit without any accompanying contributions to the Fund. The accrued liability would increase by \$2.7 million if the program is permanently implemented resulting in a \$0.4 million increase in the Annual Required Contribution. The amortization period would also increase slightly.

We appreciate the opportunity to provide services to the City of Fort Worth. If you have any questions regarding these results, or if you would like additional information, please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Douglas A. Anderson".

Douglas A. Anderson, M.A.A.A., E.A., A.S.A.
Director of Actuarial Services
Gallagher Retirement Services
(952) 356-3848



To the Mayor and Members of the City Council

September 27, 2011

Page 1 of 1

SUBJECT: ANNUAL PURCHASE AGREEMENTS EXPIRATIONS AND RENEWALS--- FIRST QUARTER FY2012

This Informal Report addresses annual purchase agreements which are scheduled to expire during the first quarter of FY2012 with options to extend by renewal. This information is being provided prior to the effective dates of the renewals listed. The Purchasing Division analyzes information from City departments and the vendors to determine the agreements which are eligible for extension and should be extended and renewed.

If sufficient funds have been appropriated by the City Council, a renewal may be accomplished by a written notice to the vendor within 60 days of the expiration date. As provided in the M&Cs awarding the agreements valued over \$50,000, "[renewal of these agreements] does not require specific City Council approval[.]"

The following internet link provides the list of agreements which have been deemed to be eligible for extension by the departments due to satisfactory performance based on the information received by the Purchasing Division. The list may be viewed at:

http://fortworthtexas.gov/uploadedFiles/Finance/Purchasing/1110_quarterly.pdf

This link is provided in order to save paper and photocopying costs.

Should you have any questions regarding this information, please contact Jack Dale, Purchasing Manager, at (817) 392-8357 or Lena Ellis, Director/CFO, Financial Management Services Department, at (817) 392-8517.

Tom Higgins
Interim City Manager

To the Mayor and Members of the City Council

September 27, 2011

Page 1 of 1

**Subject: CITY-INITIATED FULL-PURPOSE ANNEXATION OF AN ENCLAVE EAST OF THE HERITAGE PARKWAY AND NORTH OF WESTPORT PARKWAY**

The October 4 City Council agenda will contain an M&C to initiate the annexation and zoning process for an enclave in the Far North sector. The 2011-2015 annexation program, adopted with the 2011 Comprehensive Plan, recommends this area be considered for full-purpose annexation in 2011. The proposed annexation area would be an addition to Council District 2. Attached is a PowerPoint for reference. The fiscal impact analysis is posted on the Planning and Development Department's website.

The enclave, also known as Area 3-1, is on and east of the North Freeway (I-35W) and north of Westport Parkway, and contains approximately 749 acres with freeway right-of-way, single family residences, industrial uses, gas well drilling activity, and vacant land. Annexation of Area 3-1 would create a negative impact on the General Fund and would require future capital improvements for the following roadways: Old Denton Road, N. Beach Street, Westport Parkway, Ponderosa Ranch Road, and Day Road. Property owners that control 77.8% of the land area have been offered development agreements in lieu of annexation. The number of development agreements returned for execution will affect the final land area to be annexed.

Staff has determined the City will be able to provide full municipal services upon annexation. The property owners have been contacted by mail to explain the annexation process and have been invited to an informational meeting held on September 15, 2011. Staff has also proposed zoning districts based on land use policies and future land use in the Comprehensive Plan, and on existing land uses. The annexation and zoning of this area would run concurrently, with final approvals anticipated to occur in December 2011.

Should you have any questions, please contact Randle Harwood, Planning and Development Director, at 817-392-6101.

Tom Higgins
Interim City Manager

Attachment

2011 Implementation of Annexation Program



Prepared for the
City Council

By the
Planning and Development Department

September 27, 2011

Purpose

Review the following items:

- ✓ Annexation **criteria**
- ✓ **Fiscal impact methodology**;
- ✓ Area proposed for **full-purpose annexation** in 2011.

Annexation Criteria

A. Full-Purpose Annexation

Area must meet one or more of the following conditions:

1. **Enclave**

- a. Enclave within City's ETJ
- b. Ability to provide municipal services

2. **Urban Development**

- a. Development activity of an urban nature
- b. Ability to provide municipal services
- c. Positive fiscal impact analysis

3. **Growth Center**

- a. Designated growth center
- b. Ability to provide municipal services
- c. Positive fiscal impact analysis

4. **Adverse Impact**

- a. Adverse impact on City if not annexed
- b. Ability to provide municipal services

5. **Option to Expand**

- a. Detriment to City's orderly growth if not annexed
- b. Ability to provide municipal services

3

Preparation of Fiscal Impact Analysis

A. Revenues

B. Expenditures

C. Analysis Timeframe

D. Per Capita Data Sources

E. Population Estimate

F. Methodology

- 1. Areas with Existing or Proposed Development
- 2. Other Areas

G. Timing for Preparation of Fiscal Impact Analysis



4

Revenues

General Fund

1. **Property taxes** to be generated by **existing land uses**, based on Denton and Tarrant Appraisal Districts assessed values and the City's current property tax rate.
2. **Property taxes** to be generated by **proposed land uses**, based on anticipated assessed values and the City's current property tax rate.
3. **Other General Fund revenues** including: Other Local Taxes, Licenses and Permits, Fines and Forfeitures, Use of Money and Property, Service Charges, and Other Revenue, based on a per capita estimate.

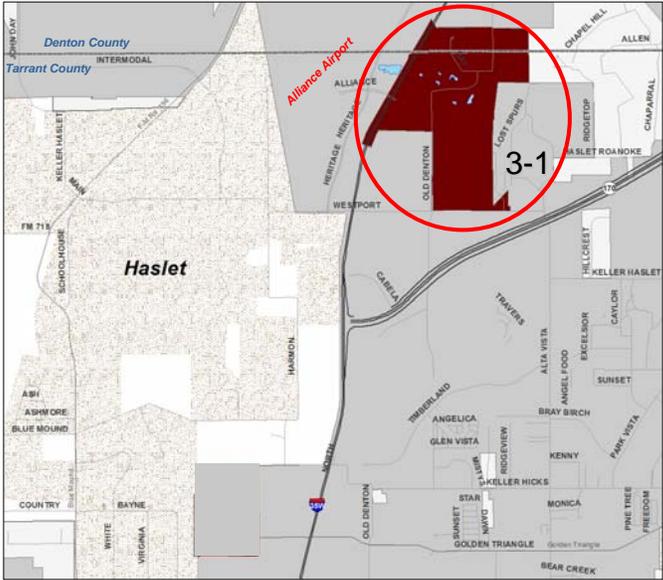
5

Expenditures

1. One-time **transitional** costs, including street signs and markings, and emergency response set up
2. Required **capital improvements** for fire service, roadways and drainage, and water and wastewater infrastructure

6

Where is the area proposed for full-purpose annexation at this time?



7

**Area #3-1
(AX-11-013)**

8

Analysis Basis

- Existing right-of-way, 13 residential dwellings, 3 industrial sites, gas well drilling, vacant land
- 749.5 acres
- Absolute governmental, homestead, and agricultural exemptions
- Single family, mixed-use growth center, and industrial growth center future land use
- No concept plan or preliminary plat on file
- No short term growth
- Property tax revenues
 - \$30,648 yearly



9

Analysis Results

- Initial Costs
 - TPW - \$400,500 start up services (asphalt overlays)
 - Police Department - \$601
 - Fire Department - \$1,452
 - Code Compliance - \$250
- Future capital improvements necessary to improve Old Denton Road, N. Beach Street, Westport Parkway, Ponderosa Ranch Road, and Day Road
- Net negative result to the General Fund



10

What is the proposed annexation and zoning schedule for area 3-1?

<u>Date</u>	<u>Action</u>
Sept. 2, 2011	Notification letters mailed to property owners.
Sept. 15	Property owners invited to annexation open-house meeting .
Oct. 4	City Council adopts annexation timetable ; approves M&C to initiate zoning .
Nov. 1	City Council conducts first public hearing .
Nov. 9	Zoning Commission recommends zoning .
Nov. 15	City Council conducts second public hearing .
Dec. 6	City Council considers and institutes approval of annexation .
Dec. 13	City Council considers zoning .

CITY OF FORT WORTH, TEXAS

COUNCIL PROPOSAL

Date: 09-27-2011	File Number: 288	Subject: Waiver of Festival Equipment Rental Fee for the Harambee Festival	
Proposed By: Kathleen Hicks		City Manager's Review: <i>M. Duggins</i>	Page: PAGE 1 OF 2
		City Attorney's Review: <i>Baron J. Hildebrand</i>	

It is proposed that the City Council approve a waiver of the festival equipment rental fees for the Tarrant County Black Historical and Genealogical Society, Inc. for the October 1, 2011 Second Annual Tarrant County Harambee Festival to be held at Evans Avenue Plaza.

DISCUSSION:

The Tarrant County Black Historical and Genealogical Society, Inc. is recognized by the IRS as a charitable organization and is dedicated to preserving and promoting the history and contributions of black people in Tarrant County. The Society has requested the waiver of the festival equipment rental fee for the Second Annual Harambee Festival, which is scheduled for Saturday, October 1, 2011.

As stated in the Society's press release, the purpose of the Harambee Festival is for the "the entire Tarrant County Community [to] pull together in celebration of our shared history." The Society has reserved the use of Evans Avenue Plaza for the Festival and has paid the site reservation fee. In October 2004, the City Council adopted a master plan for the Evans and Rosedale Business and Cultural District, which outlines implementation strategies for the broader vision plan for this area that was developed in 2000. As cited in the City's Comprehensive Plan, the master plan adopted by the City Council was, among other things, "intended to celebrate the African-American heritage of Near Southeast Fort Worth through the development of an attractive, economically vibrant, pedestrian-scaled neighborhood center." As a result, the Festival's location at the Evans Avenue Plaza is particularly appropriate.

The City of Fort Worth's Festival Equipment Rental Policy establishes fees for rental of various pieces of festival equipment (M&C G-12180 April 07, 1998 and G-15881, September 25, 2007). The Society has requested the use of the 24' x 30' aluminum stage and that the fee of \$500 be waived. This waiver includes only the equipment rental fee. The Society is aware of and has no objections to paying labor costs that the City will incur in delivering, setting up, tearing down, and removing equipment.

The Harambee Festival will bring awareness to the Society, Evans Avenue Plaza, and the Terrell Heights Community, and will also promote and further the City's efforts to redevelop and revitalize the Evans and Rosedale area. In 2001, the City Council selected the Evans and Rosedale Urban Village as one of twelve community urban villages where revitalization efforts were most needed and where the use of public incentives could most sensibly be focused. As recommended by the Comprehensive Plan and in accordance with Resolution No. 3716-03-2009 (Expanding Economic Development Programs in the City), the City previously has authorized multiple public incentives to promote the redevelopment and awareness of the Evans and Rosedale Urban Village.

Consistent with the City Council's previous actions, it is proposed that the equipment rental fee be waived for the October 1, 2011 Festival event.

- LEGALITY
- FISCAL NOTE
- CITY MANAGER'S COMMENTS
- CITY POLICIES MANUAL

CITY OF FORT WORTH, TEXAS



COUNCIL PROPOSAL

Date: 09-27-2011	File Number: 288	Subject: Waiver of Festival Equipment Rental Fee for the Harambee Festival	
Proposed By: Kathleen Hicks		City Manager's Review: <i>[Signature]</i>	Page: PAGE 2 OF 2
		City Attorney's Review: <i>[Signature]</i>	

LEGALITY:

The Department of Law finds that this proposal is legal and that it is within the authority of the City Council.

FISCAL NOTE:

The Finance Director certifies that the approval of this Council Proposal will not require the appropriation of additional funds at this time.

CITY MANAGER'S COMMENT:

The City Manager has no objection to the proposed one time waiver.

PROPOSED BY:

Kathleen Hicks

Council Member Kathleen Hicks

Franklin Moss

Council Member Frank Moss

- LEGALITY
- FISCAL NOTE
- CITY MANAGER'S COMMENTS
- CITY POLICIES MANUAL

A Resolution

NO. _____

APPOINTING ALTERNATES TO THE MAYOR'S PLACE ON THE DALLAS-FORT WORTH INTERNATIONAL AIRPORT BOARD

WHEREAS, pursuant to Articles 3 and 4 of the Contract and Agreement between the City of Dallas, Texas, and the City of Fort Worth, Texas, dated and effective April 15, 1968, a public document on file in the City Secretary's Office as City Secretary Contract No. 6014 (the "Contract"), the City Council is authorized and required to appoint four (4) individuals to the Dallas-Fort Worth International Airport Board of Directors (the "Board") which occupy Place Nos. 2, 3, 7 and 8 on the Board; and

WHEREAS, pursuant to Article 4 of the Contract and Agreement between the City of Dallas, Texas, and the City of Fort Worth, Texas, as amended effective August 3, 1995, the Mayor of each City is automatically appointed to the Board for a term concurrent with the Mayor's term of office; and

WHEREAS, pursuant to Article 4 of the Contract and Agreement between the City of Dallas, Texas, and the City of Fort Worth, Texas, as amended effective August 3, 1995, each City is authorized to appoint Council Members as first, second, and third alternates to the Mayor's place on the Board to serve in the Mayor's absence, with full authority to exercise all of the duties, privileges, and powers of a member of the Board, including the power to vote on all matters before the Board; and

WHEREAS, the City Council wishes to appoint the following individuals to serve as alternates for the Mayor in the following order:

Mayor Pro Tem W.B. "Zim" Zimmerman,
Council Member Danny Scarth, and
Council Member Dennis Shingleton;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF
FORT WORTH, TEXAS:**

1. That Mayor Pro Tem W.B. "Zim" Zimmerman, Council Member Danny Scarth, and Council Member Dennis Shingleton are hereby appointed alternate members to the Dallas-Fort Worth International Airport Board to serve when Mayor Betsy Price is unable to attend.



2. That this Resolution shall take effect immediately upon its adoption.

Adopted this _____ day of _____ 2011.

ATTEST:

By: _____
Marty Hendrix, City Secretary



A Resolution

NO. _____

APPROVING THE FY 2011-2012 BUDGET FOR DALLAS/FORT WORTH INTERNATIONAL AIRPORT

WHEREAS, the Dallas-Fort Worth International Airport, "the Airport," serves the aviation needs of the cities of Dallas and Fort Worth; and

WHEREAS, the Dallas-Fort Worth International Airport Board, "the Board," presented the 2011-2012 annual budget to the City Council of the City of Fort Worth for its approval in accordance with the Contract and Agreement between the cities of Dallas and Fort Worth, dated April 15, 1968, which established the Board as the operating Board of Directors for the Airport; and

WHEREAS, the Dallas-Fort Worth International Airport Board has recommended that the City of Fort Worth approve the budget of the Dallas-Fort Worth International Airport for this fiscal year commencing on October 1, 2011.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

1.

That the Operating Budget for the Dallas/Fort Worth International Airport for the fiscal year beginning October 1, 2011 and ending September 30, 2012 is hereby approved.

2.

That this resolution take effect immediately upon its passage.

Adopted this ___ day of September 2011.

ATTEST:

By: _____

Marty Hendrix, City Secretary



No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, September 27, 2011

LOG NAME:

REFERENCE NO.: **OCS-1828

SUBJECT:

Notices of Claims for Alleged Damages and/or Injuries

RECOMMENDATION:

It is recommended that the City Council refer the notices of claims for alleged damaged and/or injuries to the Finance Department/Risk Management for evaluation and investigation.

DISCUSSION:

The procedure for filing of claims of alleged damages and/or injuries is prescribed in Chapter XXVII, Section 25 of the Charter of the City of Fort Worth, Texas.

The attached list is a summary of the notices of claims against the City of Fort Worth received in the City Secretary's Office as of 5:00 p.m., Wednesday, September 21, 2011.

Attachment

Submitted for City Secretary's Office by:

Marty Hendrix (6152)

Originating Department Head:

Marty Hendrix (6152)

Additional Information Contact:

Lena Ellis (8517)
Nancy McKenzie (7744)

CITY COUNCIL MEETING

Tuesday, September 27, 2011

RISK MANAGEMENT CLAIMS REPORT

Claims listed on this report have been received in the Risk Management Division claims office and either have been or will be thoroughly investigated. The decision whether or not to accept liability is predicated on applicable provisions of the Texas Tort Claims Act. If any claimant contacts you, please refer them to Nancy McKenzie ext 7744 or JoAnn Rowls ext 7784. Thank you.

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
David Hadlock	9/15/2011	9/4/2011	1733 Azteca Dr	Property Damage	Fence and light damaged during police pursuit of neighbor.	Police	No	No
Atmos Energy	9/15/2011	6/21/2011	2816 McGee St	Property Damage	Gas main damage.	Water	Yes	No
Adrian Boyd	9/16/2011	9/8/2011	3840 Seven Gables	Property Damage	Ceiling cracked while officers were searching attic.	Police	No	No
Brenda Tijerina	9/20/2011	9/4/2011	9400 Clifford St	Auto Damage	Ran over uncovered manhole.	Water	Yes	No
Susannah Touzel	9/20/2011	5/17/2011	Old Weatherford Rd	Auto Damage	Drove over road under repair without any signage and tar & asphalt mixture stuck to undercarriage of	TPW	No	No
Daniel Carson	9/20/2011	9/9/2011	Wagley Robertson Rd	Auto Damage	Drove over broken road, unable to avoid.	TPW	No	No

No Documents for this Section

No Documents for this Section



**The Honor of Your
Presence is Requested**

***Fort Worth City Council &
Employees' Retirement
Fund Reception***



The Fort Worth City Council and Fort Worth Employees' Retirement Fund Board will jointly host an informal reception.

In advance of the upcoming pension work sessions, elected officials and key staff are invited to attend to get better acquainted with one another and to meet William "Flick" Fornia and Paul Schrader, facilitators for the work sessions.

Refreshments will be served.
Please RSVP (817) 632-8900

Fort Worth City Council and Fort Worth Employees' Retirement Fund Board Reception

DATE:
TUESDAY, SEPTEMBER 27TH

TIME:
5:00 TO 6:30 P.M.

LOCATION:
FORT WORTH EMPLOYEES' RETIREMENT FUND
3801 HULEN STREET, SUITE 101
FORT WORTH, TX 76107